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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91180742
Party	Plaintiff Dr Pepper/Seven Up, Inc.
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Submission	Plaintiff's Notice of Reliance
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Signature	/Laura Popp-Rosenberg/
Date	05/15/2009
Attachments	Opposer's Notice of Reliance on Official Records (F0458633).PDF (21 pages) (590940 bytes) EXHIBITS to Opposer's Notice of Reliance (F0457394).PDF (471 pages) (9106771 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

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DR PEPPER/SEVEN UP, INC.,	:	
	:	
Opposer/Petitioner,	:	<u>Consolidated Proceedings</u>
	:	Opposition No. 91180742
- against -	:	Cancellation No. 92048446
	:	
KRUSH GLOBAL LIMITED,	:	
	:	
Applicant/Registrant.	:	
-----X		

OPPOSER/PETITIONER'S NOTICE OF RELIANCE ON OFFICIAL RECORDS¹

1. Pursuant to Rule 2.122(e) of the Trademark Rules of Practice, Opposer/Petitioner Dr Pepper/Seven Up, Inc. ("Opposer") hereby makes of record and notifies Applicant/Registrant of its reliance on the following official records of the United States Patent and Trademark Office ("USPTO") obtained from the Trademark Applications and Registrations Retrieval system ("TARR") database, representing registrations by trademark owners that use the same trademark for both food or beverage service outlets and for food or beverage products. The registrations are relevant to show that the goods and services of the parties herein are clearly related, being commonly provided and registered by the same entity under the same or similar marks, and may also show that the same marks are used for both carbonated soft drinks and juices and smoothies.

(a) U.S. Registration No. 1,961,757, owned by Ben & Jerry's Homemade, Inc., for the mark BEN & JERRY'S in International Class 42 for "frozen confection stores services," attached hereto as **Opposer's Exhibit PX1**;

¹ Pursuant to Rule 2.122(e), such records need not be certified to be offered into evidence. The exhibits submitted through this Notice of Reliance, all of which bear a legend indicating that they were generated by the United States Patent and Trademark Office's TARR (Trademark Applications and Registrations Retrieval) or TESS (Trademark Electronic Search System) systems, are authenticated pursuant to Federal Rules of Evidence 901(7) and 902(4) as

(b) U.S. Registration No. 2,203,988, owned by Ben & Jerry's Homemade, Inc., for the mark BEN & JERRY'S (& Design) in International Class 30 for "ice cream, frozen yogurt, sorbet and frozen confections," attached hereto as **Opposer's Exhibit PX2**;

(c) U.S. Registration No. 992,146, owned by Bob Evans Restaurants of Michigan, Inc., for the mark BOB EVANS (Stylized) in International Class 42 for "restaurant services," attached hereto as **Opposer's Exhibit PX3**;

(d) U.S. Registration No. 3,553,608, owned by Bob Evans Restaurants of Michigan, Inc., for the mark BOB EVANS in International Class 29 for "pre-packaged refrigerated, meat entrees; . . . pre-packaged, refrigerated side dishes, namely, mashed potatoes, vegetables; and prepared and packaged side dishes consisting primarily of meat, fish, poultry, vegetables, or fruit," among many other food items, and in International Class 30 for "pre-baked, microwaveable biscuits; pre-packaged entrees consisting of gravy and biscuits; [and]pre-packaged, refrigerated side dishes, namely, macaroni, pasta, and stuffing containing bread," among other food items, attached hereto as **Opposer's Exhibit PX4**;

(e) U.S. Registration No. 1,940,179, owned by Boston Market Corporation, for the mark BOSTON MARKET in International Class 42 for "restaurant services featuring poultry and a variety of side dishes," attached hereto as **Opposer's Exhibit PX5** (Opposer further relies on the official online records of the USPTO regarding assignments associated with the U.S. Registration No. 1,940,179, a copy of which is attached hereto as **Opposer's Exhibit PX6**, which shows that notwithstanding the identification of McDonald's Corporation as the owner of U.S. Registration No. 1,940,179 in Opposer's Exhibit PX5, the registration is in fact owned by Boston Market Corporation.);

modified by Trademark Rule of Practice 2.122(e).

(f) U.S. Registration No. 3,511,498, owned by Boston Market Corporation, for the mark BOSTON MARKET in International Class 29 for “frozen entrees and meals consisting of meat, poultry, pork, vegetables, potatoes and beans; processed potatoes,” and in International Class 30 for “frozen entrees and meals consisting of pasta, rice and bread; macaroni and cheese,” attached hereto as **Opposer’s Exhibit PX7;**

(g) U.S. Registration No. 2,330,452, owned by Carvel Corporation, for the mark CARVEL ICE CREAM BAKERY (& design) in International Class 42 for “retail ice cream store and ice cream parlor services,” and in International Class 30 for “frozen confections, ice cream, soft ice cream, ice cream cakes and pastries containing ice cream,” attached hereto as **Opposer’s Exhibit PX8;**

(h) U.S. Registration No. 1,637,904, owned by CPK Management Company, for the mark CALIFORNIA PIZZA KITCHEN in International Class 42 for “restaurant services,” attached hereto as **Opposer’s Exhibit PX9;**

(i) U.S. Registration No. 2,241,900, owned by CPK Management Company, for the mark CALIFORNIA PIZZA KITCHEN in International Class 30 for “frozen pizza,” attached hereto as **Opposer’s Exhibit PX10;**

(j) U.S. Registration No. 748,901, owned by Dunkin’ Donuts USA, Inc., for the mark DUNKIN’ DONUTS in International Class 42 for “restaurant services,” attached hereto as **Opposer’s Exhibit PX11;**

(k) U.S. Registration No. 2,751,007, owned by Dunkin’ Donuts USA, Inc., for the mark DUNKIN’ DONUTS (& Design) in International Class 30 for doughnuts and coffee, among other items, attached hereto as **Opposer’s Exhibit PX12;**

(l) U.S. Registration No. 1,295,078, owned by Godiva Chocolatier, Inc., for the mark GODIVA in International Class 42 for “retail candy store and confectionery services,” attached hereto as **Opposer’s Exhibit PX13**;

(m) U.S. Registration No. 836,376, owned by Godiva Chocolatier, Inc., for the mark GODIVA in International Class 30 for “candy,” attached hereto as **Opposer’s Exhibit PX14**;

(n) U.S. Registration No. 1,116,969, owned by HDIP, Inc., for the mark HÄAGEN-DAZS (Stylized) in International Class 42 for “restaurant services—namely, the preparation and serving of ice cream and other dairy products for on and off premises consumption,” attached hereto as **Opposer’s Exhibit PX15**;

(o) U.S. Registration No. 737,244, owned by HDIP, Inc., for the mark HÄAGEN-DAZS (Stylized) in International Class 30 for “ice cream,” attached hereto as **Opposer’s Exhibit PX16**;

(p) U.S. Registration No. 1,557,380, owned by HI Limited Partnership, for the mark HOOTERS in International Class 42 for “restaurant and cocktail lounge services,” attached hereto as **Opposer’s Exhibit PX17** (Opposer further relies on the official online records of the USPTO regarding assignments associated with the U.S. Registration No. 1,557,380, a copy of which is attached hereto as **Opposer’s Exhibit PX18**, which shows that notwithstanding the identification of Hooter’s Inc. as the owner of U.S. Registration No. 1,557,380 in Opposer’s Exhibit PX17, the registration is in fact owned by HI Limited Partnership.);

(q) U.S. Registration No. 3,568,638, owned by HI Limited Partnership, for the mark HOOTERS in International Class 30 for “sauces,” attached hereto as **Opposer’s Exhibit PX19**;

(r) U.S. Registration No. 3,501,784, owned by Margaritaville Enterprises, LLC, for the mark MARGARITAVILLE International Class 43 for “restaurant services,” attached hereto as **Opposer’s Exhibit PX20;**

(s) Allowed U.S. Application Serial No. 77/326,938, owned by Margaritaville Enterprises, LLC, for the mark MARGARITAVILLE in International Class 30 for “salsa, tortilla chips, tortillas, pita chips, salad dressings,” attached hereto as **Opposer’s Exhibit PX21;**

(t) U.S. Registration No. 3,384,300, owned by The Mrs. Fields’ Brand, Inc., for the mark MRS. FIELDS (& design) in International Class 43 for “restaurant services,” attached hereto as **Opposer’s Exhibit PX22;**

(u) U.S. Registration No. 1,983,184, owned by The Mrs. Fields’ Brand, Inc., for the mark MRS. FIELDS (& design) in International Class 30 for “bakery goods, namely cookies and brownies,” attached hereto as **Opposer’s Exhibit PX23;**

(v) U.S. Registration No. 1,926,088, owned by Nathan’s Famous Systems, Inc., for the mark NATHAN’S FAMOUS in International Class 42 for “restaurant and carryout food services,” attached hereto as **Opposer’s Exhibit PX24;**

(w) U.S. Registration No. 1,058,629, owned by Nathan’s Famous Systems, Inc. for the mark NATHAN’S FAMOUS SINCE 1916 (& Design) in International Class 29 for “beef frankfurters,” among other items, attached hereto as **Opposer’s Exhibit PX25;**

(x) U.S. Registration No. 1,444,549, owned by Starbucks U.S. Brands, LLC, for the mark STARBUCKS in International Class 42 for “retail store services and distributorship services for coffee, tea and spices; coffee café services,” attached hereto as **Opposer’s Exhibit PX26;**

(y) U.S. Registration No. 1,452,359, owned by Starbucks U.S. Brands, LLC, for the mark STARBUCKS in International Class 30 for “coffee, tea, spices, herb tea, chocolate and cocoa,” attached hereto as **Opposer’s Exhibit PX27;**

(z) U.S. Registration No. 1,924,335, owned by Taco Bell Corp., for the mark TACO BELL in International Class 42 for “restaurant services and carryout food services,” attached hereto as **Opposer’s Exhibit PX28;**

(aa) U.S. Registration No. 1,874,786, owned by Taco Bell Corp., for the mark TACO BELL in International Class 30 for “taco seasoning mix, taco shells, taco dinner kit (consisting of taco shells, taco sauce and seasoning mix), tortilla chips, picante sauce and salsa,” attached hereto as **Opposer’s Exhibit PX29;**

(bb) U.S. Registration No. 925,656, owned by TGI Friday’s of Minnesota, Inc., for the mark T.G.I. FRIDAY’S in International Class 42 for “restaurant and liquor bar services,” attached hereto as **Opposer’s Exhibit PX30;**

(cc) U.S. Registration No. 2,476,076, owned by TGI Friday’s of Minnesota, Inc., for the mark T.G.I. FRIDAY’S in International Class 30 for “fresh and frozen appetizers consisting primarily of pasta, dumplings or tortillas containing cheese, vegetables, meat and/or other fillings; sauces, excluding cranberry sauce and applesauce; ice cream; seasonings, seasoning mixes, spices and marinades,” attached hereto as **Opposer’s Exhibit PX31;**

(dd) U.S. Registration No. 2,909,902, owned by White Castle Management Co., for the mark WHITE CASTLE (& design) in International Class 43 for “restaurant services,” attached hereto as **Opposer’s Exhibit PX32;**

(ee) U.S. Registration No. 2,942,681, owned by White Castle Management Co., for the mark WHITE CASTLE (& design) in International Class 30 for “hamburger sandwiches,” among other food items, attached hereto as **Opposer’s Exhibit PX33;**

(ff) U.S. Registration No. 1,901,065, owned by Wolfgang Puck, for the mark WOLFGANG PUCK in International Class 42 for “restaurant services,” attached hereto as **Opposer’s Exhibit PX34;**

(gg) U.S. Registration No. 1,593,275, owned by Wolfgang Puck, for the mark WOLFGANG PUCK in International Class 30 for “packaged and frozen prepared food, namely, pizza,” attached hereto as **Opposer’s Exhibit PX35;**

(hh) U.S. Registration No. 2,565,443, owned by Wolfgang Puck, for the mark WOLFGANG PUCK in International Class 29 for “packaged and prepared foods, namely, bread, pasta, pasta sauces and macaroni, pasta and rice salads, and salad dressings,” among other items, attached hereto as **Opposer’s Exhibit PX36;** and

(ii) U.S. Registration No. 3,010,443, owned by Wolfgang Puck, for the mark WOLFGANG PUCK in International Class 29 for “soups; garden salads; chicken salads; and vegetable salads,” attached hereto as **Opposer’s Exhibit PX37.**

2. Pursuant to Rule 2.122(e) of the Trademark Rules of Practice, Opposer hereby makes of record and notifies Applicant/Registrant of its reliance on **Opposer’s Exhibit PX38,** attached hereto, an official record of the USPTO obtained from TESS setting forth the results of a search of the USPTO’s database for active use-based applications and registrations covering both services in International Class 43 and goods other than beer in International Class 32 and including in the identification of goods or services one or more of the terms restaurant, catering, snack, bar and/or café. The registrations are relevant to show that the goods and services of the

parties herein are clearly related, being commonly registered and used by the same entity under the same mark, and may also show that the same marks are used for both carbonated soft drinks and juices and smoothies.

3. Pursuant to Rule 2.122(e) of the Trademark Rules of Practice, Opposer hereby makes of record and notifies Applicant/Registrant of its reliance on following official records of the USPTO obtained from TARR, representing 30 of the registrations shown in Opposer's Exhibit PX38. The registrations are relevant to show that the goods and services of the parties herein are clearly related, being commonly registered and used by the same entity under the same mark.

(a) U.S. Registration No. 3,100,296 for the mark BANANAS for, among other things, "fruit and ice beverages" and "fruit juice" in International Class 32 and "restaurant services" in International Class 43, attached hereto as **Opposer's Exhibit PX39;**

(b) U.S. Registration No. 3,478,171 for the mark EL FAMOUS BURRITO for "spring water" in International Class 32 and "carry-out restaurants; restaurant services; take-out restaurant services" in International Class 43, attached hereto as **Opposer's Exhibit PX40;**

(c) U.S. Registration No. 3,433,399 for the mark TOMAYDÓ TOMAHHDÓ (& Design) for "frozen fruit beverages, fruit drinks" in International Class 32 and "restaurant and take-out food services" in International Class 43, attached hereto as **Opposer's Exhibit PX41;**

(d) U.S. Registration No. 3,446,819 for a design mark for "spring water" in International Class 32 and "carry-out restaurants; restaurant services; take-out restaurant services" in International Class 43, attached hereto as **Opposer's Exhibit PX42;**

(e) U.S. Registration No. 3,327,216 for a design mark for "soft drinks, smoothies, lemonade and fruit flavored beverages" in International Class 32 and "restaurant services" in International Class 43, attached hereto as **Opposer's Exhibit PX43;**

(f) U.S. Registration No. 3,327,214 for the mark AUNTIE ANNE'S (& Design) for "soft drinks, smoothies, lemonade and fruit flavored beverages" in International Class 32 and "restaurant services" in International Class 43, attached hereto as **Opposer's Exhibit PX44;**

(g) U.S. Registration No. 3,327,212 for the mark AUNTIE ANNE'S PRETZEL PERFECT (& Design) for "soft drinks, smoothies, lemonade and fruit flavored beverages" in International Class 32 and "restaurant services" in International Class 43, attached hereto as **Opposer's Exhibit PX45;**

(h) U.S. Registration No. 3,428,843 for the mark THE SMOOTHIE PIT for "blended drinks, namely, smoothies" in International Class 32 and "restaurant services, namely, provision of beverages for dining in and drive-in services" in International Class 43, attached hereto as **Opposer's Exhibit PX46;**

(i) U.S. Registration No. 3,422,867 for the mark BOOSTER JUICE (& Design) for "Frozen fruit-based beverages; Non-alcoholic beverages containing fruit juices; Smoothies; Vegetable juice" in International Class 32 and "Fast-food restaurants and snackbars; Restaurant services" in International Class 43, attached hereto as **Opposer's Exhibit PX47;**

(j) U.S. Registration No. 3,386,348 for the mark RED ROBIN AMERICA'S GOURMET BURDERS & SPIRITS (& Design) for "Non-alcoholic fruit-based beverages and fruit-based beverages with berries" in International Class 32 and "restaurant services; take-out restaurant services" among other services, in International Class 43, attached hereto as **Opposer's Exhibit PX48;**

(k) U.S. Registration No. 3,243,072 for the mark BERIYO for "Smoothies, fruit drinks and fruit juices, sparkling water, spring water, flavored waters and pop" in International Class 32 and "restaurant services" in International Class 43, attached hereto as **Opposer's Exhibit PX49;**

(l) U.S. Registration No. 3,257,813 for the mark ÁNIMO JUICE (& Design) for “Fruit juices, namely, fresh squeezed and organic fruit juice; organic vegetable juice; non-alcoholic beverages containing fruit juices; smoothies; vegetable juices” in International Class 32 and “Bar services; Coffee-house and snack-bar services; Restaurant services; Snack bar and canteen services” in International Class 43, attached hereto as **Opposer’s Exhibit PX50;**

(m) U.S. Registration No. 3,231,465 for the mark MY DRINK MY STYLE for “Beverages, namely drinking waters, flavored waters, mineral and aerated waters; and other non-alcoholic beverages, namely, soft drinks, energy drinks and sports drinks; fruit drinks and juices” in International Class 32 and “restaurant services” in International Class 43, attached hereto as **Opposer’s Exhibit PX51;**

(n) U.S. Registration No. 3,357,255 for a design mark for “smoothies, fruit drinks and fruit juices, sparkling water, spring water, flavored waters and pop” in International Class 32 and “restaurant services featuring fresh and frozen yogurt products and dessert items” in International Class 43, attached hereto as **Opposer’s Exhibit PX52;**

(o) U.S. Registration No. 3,274,286 for the mark MAUI WOWI (& Design) for “non-alcoholic beverages, namely, blended frozen fruit drinks containing fruit, fruit juices and other natural ingredients; bottled drinking water” in International Class 32 and “restaurant services featuring frozen fruit bars, blended frozen fruit drinks, coffee and coffee-based beverages containing milk, bottled water and snacks” in International Class 43, attached hereto as **Opposer’s Exhibit PX53;**

(p) U.S. Registration No. 3,060,428 for the mark WILD OATS (stylized) for “mineral water; fruit juice; orange juice; grapefruit juice; aerated fruit juice; fruit flavored soft drinks; carbonated soft drinks; spring water” in International Class 32 and “Restaurant services; café

services; juice bar services; coffee bar services; delicatessens; sushi bar services” in International Class 43, attached hereto as **Opposer’s Exhibit PX54;**

(q) U.S. Registration No. 3191,182 for the mark “WE SQUEEZE YOU ENJOY” for “smoothies and soft drinks among other goods” in International Class 32 and “juice bar services, coffee shop services, restaurant services and carry-out restaurant services” in International Class 43, attached hereto as **Opposer’s Exhibit PX55;**

(r) U.S. Registration No. 3,230,950 for the mark YOVANA for “smoothies, fruit drinks and fruit juices, sparkling water, spring water, flavored waters and pop” in International Class 32 and “restaurant services” in International Class 43, attached hereto as **Opposer’s Exhibit PX56;**

(s) U.S. Registration No. 3,155,097 for the mark HARPOON for “soft drinks” in International Class 32 and “bar and restaurant services” in International Class 43, attached hereto as **Opposer’s Exhibit PX57;**

(t) U.S. Registration No. 3,269,294 for the mark HUI LAU SHAN HEALTHY DESSERT (& Design) for “fruit drinks and fruit juices” among other goods in International Class 32 and “catering services, restaurant and cafeteria services, take-out restaurant services” in International Class 43, attached hereto as **Opposer’s Exhibit PX58;**

(u) U.S. Registration No. 2,930,985 for the mark LIQUID PLANET (& Design) for “non-alcoholic beverages, namely smoothies” in International Class 32 and “restaurant services” in International Class 43, attached hereto as **Opposer’s Exhibit PX59;**

(v) U.S. Registration No. 2,929,039 for the mark LIQUID PLANET for “non-alcoholic beverages, namely smoothies” in International Class 32 and “restaurant services” in International Class 43, attached hereto as **Opposer’s Exhibit PX60;**

(w) U.S. Registration No. 3,410,318 for the mark JAVA JOHNNY'S MIDTOWNE CAFE for "coffee flavored non-carbonated soft drinks and syrups and extracts for making flavored soft drinks and milk based beverages" in International Class 32 and "restaurant, cafe and coffee house services" in International Class 43, attached hereto as **Opposer's Exhibit PX61;**

(x) U.S. Registration No. 3,013,320 for the mark SUBWAY for "soft drinks" among other goods in International Class 32 and "restaurant services; sandwich shop services; catering services; take-out food services" in International Class 43, attached hereto as **Opposer's Exhibit PX62;**

(y) U.S. Registration No. 3,139,964 for the mark BERRY BOX for "fruit drinks and fruit juices; smoothie drinks; soft drinks" in International Class 32 and "restaurant, snack bar and juice bar services featuring food and beverage for consumption on or off the premises" in International Class 43, attached hereto as **Opposer's Exhibit PX63;**

(z) U.S. Registration No. 3,150,464 for the mark MAUI WOWI (& Design) for "soft drinks and blended frozen drinks containing fruit, fruit juices and other natural ingredients" in International Class 32 and "restaurant services featuring blended frozen fruit drinks, coffee and coffee-based beverages containing milk, bottled water and snacks" in International Class 43, attached hereto as **Opposer's Exhibit PX64;**

(aa) U.S. Registration No. 3,150,463 for the mark MAUI WOWI for "soft drinks and blended frozen drinks containing fruit, fruit juices and other natural ingredients" in International Class 32 and "restaurant services featuring blended frozen fruit drinks, coffee and coffee-based beverages containing milk, bottled water and snacks" in International Class 43, attached hereto as **Opposer's Exhibit PX65;**

(bb) U.S. Registration No. 2,893,312 for a design mark for “non-alcoholic cocktail mixes, namely, margarita and daiquiri mixes; and non-alcoholic cocktail mixes” in International Class 32 and “catering services” among other services in International Class 43, attached hereto as **Opposer’s Exhibit PX66;**

(cc) U.S. Registration No. 2,766,831 for the mark A&W (& Design) for “soft drinks and syrups, and bases and concentrates for making same” in International Class 32 and “restaurant services” in International Class 43, attached hereto as **Opposer’s Exhibit PX67;**

(dd) U.S. Registration No. 2,693,444 for the mark CAKE-O for “non-alcoholic beverages, namely natural spring water” in International Class 32 and “restaurant services” in International Class 43, attached hereto as **Opposer’s Exhibit PX68;**

4. Pursuant to Rule 2.122(e) of the Trademark Rules of Practice, Opposer hereby makes of record and notifies Applicant/Registrant of its reliance on **Opposer’s Exhibit PX69,** attached hereto, an official record of the USPTO obtained from TESS setting forth the results of a search of the USPTO’s database for active use-based applications and registrations covering both services in International Class 42 and goods other than beer in International Class 32 and including in the identification of goods or services one or more of the terms restaurant, catering, snack, bar and/or café. The registrations are relevant to show that the goods and services of the parties herein are clearly related, being commonly registered and used by the same entity under the same mark, and may also show that the same marks are used for both carbonated soft drinks and juices and smoothies.

5. Pursuant to Rule 2.122(e) of the Trademark Rules of Practice, Opposer hereby makes of record and notifies Applicant/Registrant of its reliance on following official records of the USPTO obtained from TARR, representing 30 of the registrations shown in Opposer’s Exhibit

PX69. The registrations are relevant to show that the goods and services of the parties herein are clearly related, being commonly registered and used by the same entity under the same mark, and may also show that the same marks are used for both carbonated soft drinks and juices and smoothies.

(a) U.S. Registration No. 2,748,693 for the mark AUNTIE ANNE'S CREÁMO CLASSIC CONES (& Design) for "smoothies and slush-type soft drinks" in International Class 32 and "restaurant services" in International Class 42, attached hereto as **Opposer's Exhibit PX70;**

(b) U.S. Registration No. 2,613,558 for the mark AUNTIE ANNE'S CREÁMO for "smoothie beverages; slush-type soft drinks" in International Class 32 and "restaurant services" in International Class 42, attached hereto as **Opposer's Exhibit PX71;**

(c) U.S. Registration No. 2,799,292 for the mark ORANGE JULIUS (& Design) for smoothies and soft drinks among other goods in International Class 32 and "restaurant and carry-out food services" in International Class 42, attached hereto as **Opposer's Exhibit PX72;**

(d) U.S. Registration No. 2,561,895 for the mark KERBER'S (Stylized) for "beverages, namely fruit drinks and fruit juices" in International Class 32 and "restaurant and carry-out food and beverages services" in International Class 42, attached hereto as **Opposer's Exhibit PX73;**

(e) U.S. Registration No. 2,597,732 for the mark HABIBI CAFE for "bottled drinking water" in International Class 32 and "restaurant" in International Class 42, attached hereto as **Opposer's Exhibit PX74;**

(f) U.S. Registration No. 2,753,911 for the mark ITO EN (& Design) for "tea-flavored soft drinks, fruit juices, fruit drinks, fruit-flavored soft drinks, vegetable juices, vegetable drinks, vegetable-flavored soft drinks" in International Class 32 and "restaurant and café services" in International Class 42, attached hereto as **Opposer's Exhibit PX75;**

(g) U.S. Registration No. 2,552,280 for a design mark for fruit juices and soft drinks among other goods in International Class 32 and “cafeterias, cafes, catering, hotels, restaurants, self-service restaurants, snack bars” in International Class 42, attached hereto as **Opposer’s Exhibit PX76;**

(h) U.S. Registration No. 2,606,543 for the mark CHA FOR TEA (& Design) for “fruit drinks and fruit juices” in International Class 32 and “operation of cafe style restaurant for on-premises and off-premises consumption of food and beverages” in International Class 42, attached hereto as **Opposer’s Exhibit PX77;**

(i) U.S. Registration No. 2,594,063 for the mark F & B for “lemonade, ice tea, fruit punch, coffee, tea” in International Class 32 and “restaurant, restaurant take out, carry out restaurant and restaurant delivery services” in International Class 42, attached hereto as **Opposer’s Exhibit PX78;**

(j) U.S. Registration No. 3,032,729 for the mark .SEN (& Design) for “fruit drinks” among other goods in International Class 32 and “restaurant services” among other services in International Class 42, attached hereto as **Opposer’s Exhibit PX79;**

(k) U.S. Registration No. 2,805,384 for the mark GÜDTFOOD for “lemonade, fruit punch” in International Class 32 and “restaurant, restaurant take out, carry out restaurant and restaurant featuring home delivery services” in International Class 42, attached hereto as **Opposer’s Exhibit PX80;**

(l) U.S. Registration No. 2,664,383 for the mark TACOTIME (& Design) for “soft drinks for consumption on or off the premises” in International Class 32 and “restaurant services” in International Class 42, attached hereto as **Opposer’s Exhibit PX81;**

(m) U.S. Registration No. 2,560,070 for the mark EASY LIFE for “soft drinks and fruit juices” among other goods in International Class 32 and “snack bars, restaurants and cafes” among other services in International Class 42, attached hereto as **Opposer’s Exhibit PX82;**

(n) U.S. Registration No. 2,886,820 for the mark LIFE SHOULD TASTE AS GOOD AS SWISS CHALET for “beverages, namely, non-alcoholic soft drinks, fruit and vegetable drinks and juices” in International Class 32 and “restaurant services, fast food services, food-take out services, restaurant services featuring prepared food delivery services” in International Class 42, attached hereto as **Opposer’s Exhibit PX83;**

(o) U.S. Registration No. 2,608,008 for the mark THE BLEND COFFEE & SMOOTHIE COMPANY (& Design) for “squeezed fruit and vegetables juices, orange juice, carrot juice, fresh fruit smoothies, for consumption on or off the premises” in International Class 32 and “restaurant services” in International Class 42, attached hereto as **Opposer’s Exhibit PX84;**

(p) U.S. Registration No. 2,847,739 for the mark SAINT’S ALP for “fruit drinks and fruit juices” among other goods in International Class 32 and “restaurant services” in International Class 42, attached hereto as **Opposer’s Exhibit PX85;**

(q) U.S. Registration No. 2,920,992 for the mark CAMPERO for “fruit juices” in International Class 32 and “restaurant services” in International Class 42, attached hereto as **Opposer’s Exhibit PX86;**

(r) U.S. Registration No. 2,967,359 for the mark CAMPERO (& Design) for “beverages, namely, fruit drinks and fruit juices” in International Class 32 and “restaurant services” in International Class 42, attached hereto as **Opposer’s Exhibit PX87;**

(s) U.S. Registration No. 2,298,348 for the mark B-BOP'S (& Design) for "soft drinks" in International Class 32 and "restaurant services" in International Class 42, attached hereto as **Opposer's Exhibit PX88;**

(t) U.S. Registration No. 2,384,834 for the mark HONEY DEW DONUTS (& Design) for "frozen non-alcoholic fruit-flavored beverages" in International Class 32 and "restaurant and carry-out food services specializing in doughnuts, pastries, muffins and beverages" in International Class 42, attached hereto as **Opposer's Exhibit PX89;**

(u) U.S. Registration No. 2,389,112 for the mark BV BURGerville (& Design) for "beverages, namely, soft drinks, fruit flavored drinks, and orange juice, all for consumption on or off the premises" in International Class 32 and "restaurant services" in International Class 42, attached hereto as **Opposer's Exhibit PX90;**

(v) U.S. Registration No. 2,364,537 for a design mark for "non-alcoholic frozen drinks containing natural ingredients and fruit or other flavorings for consumption on or off the premises" in International Class 32 and "restaurant, snack bar and carry-out food services" in International Class 42, attached hereto as **Opposer's Exhibit PX91;**

(w) U.S. Registration No. 2,314,516 for the mark B-BOP'S (& Design) for "soft drinks" in International Class 32 and "restaurant services" in International Class 42, attached hereto as **Opposer's Exhibit PX92;**

(x) U.S. Registration No. 2,323,591 for the mark GRANDMA'S OF YORKTOWN A FAMILY TRADITION RESTAURANT & PIE SHOPS (& Design) for "soft drinks" in International Class 32 and "restaurant services" in International Class 42, attached hereto as **Opposer's Exhibit PX93;**

(y) U.S. Registration No. 2,315,972 for the mark USA (& Design) for “beverages, namely, fruit juices, and carbonated and non-carbonated soft drinks for consumption on or off the premises” in International Class 32 and “restaurant services” in International Class 42, attached hereto as **Opposer’s Exhibit PX94;**

(z) U.S. Registration No. 2,337,490 for the mark BRAUM’S for “fruit juices, fruit drinks, bottled drinking water” in International Class 32 and “restaurant services” in International Class 42, attached hereto as **Opposer’s Exhibit PX95;**

(aa) U.S. Registration No. 2,337,489 for the mark B (& Design) for “fruit juices, fruit drinks, bottled drinking water” in International Class 32 and “restaurant carryout services” in International Class 42, attached hereto as **Opposer’s Exhibit PX96;**

(bb) U.S. Registration No. 2,382,230 for the mark HONEY DEW DONUTS for “frozen non-alcoholic fruit-flavored beverages” in International Class 32 and “restaurant and carry-out food services specializing in doughnuts, pastries, muffins, coffee and frozen non-alcoholic fruit-flavored beverages” in International Class 42, attached hereto as **Opposer’s Exhibit PX97;**

(cc) U.S. Registration No. 2,432,588 for the mark BV BURGerville (& Design) for “beverages, namely, soft drinks, fruit flavored drinks, and orange juice, all for consumption on or off the premises” in International Class 32 and “restaurant services” in International Class 42, attached hereto as **Opposer’s Exhibit PX98;** and

(dd) U.S. Registration No. 2,247,805 for the mark 59th & LEX for “bottled water” in International Class 32 and “restaurant services” in International Class 42, attached hereto as **Opposer’s Exhibit PX99.**

6. Pursuant to Rule 2.122(e) of the Trademark Rules of Practice, Opposer hereby makes of record and notifies Applicant/Registrant of its reliance on following official records of the USPTO obtained from TARR, representing registrations for the STEWART'S, a mark licensed by Opposer for use in connection with soft drinks. The registrations are relevant to show that the goods and services of the parties herein are clearly related, being commonly registered and used by or on behalf of the same entity under the same mark.

(a) U.S. Registration No. 935,505 for the mark STEWART'S in International Class 42 for "drive-in restaurant services," attached hereto as **Opposer's Exhibit PX100**; and

(b) U.S. Registration No. 933,646 for the mark STEWART'S in International Class 32 for "soft drinks and concentrate for preparing the same," attached hereto as **Opposer's Exhibit PX101**.

7. Pursuant to Rule 2.122(e) of the Trademark Rules of Practice, Opposer hereby makes of record and notifies Applicant/Registrant of its reliance on following official records of the USPTO obtained from TARR, representing registrations for the A&W, a mark owned by A&W Concentrate Company, a wholly-owned subsidiary of Opposer, and licensed to Yum! Brands, Inc. for use in connection with restaurant services. These registrations are relevant to show that the goods and services of the parties herein are clearly related, being commonly registered and used by or on behalf of the same entity under the same mark.

(a) U.S. Registration No. 716,618 for the mark A&W in International Class 42 for "drive-in restaurant services," attached hereto as **Opposer's Exhibit PX102**;

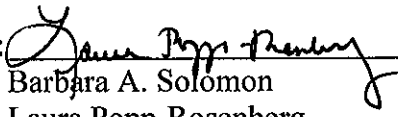
(b) U.S. Registration No. 1,436,058 for the mark A&W in International Class 42 for "restaurant services," attached hereto as **Opposer's Exhibit PX103**; and

(c) U.S. Registration No. 1,455,654 for the mark A&W in International Class 32 for
“soft drinks for consumption on or off restaurant premises,” attached hereto as **Opposer’s Exhibit**
PX104.

Respectfully submitted,

Dated: New York, New York
May 15, 2009

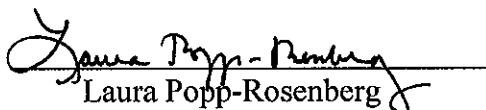
FROSS ZELNICK LEHRMAN & ZISSU, P.C.

By: 
Barbara A. Solomon
Laura Popp-Rosenberg
866 United Nations Plaza
New York, New York 10017
Tel: (212) 813-5900
Email: bsolomon@frosszelnick.com
lpopp-rosenberg@frosszelnick.com

Attorneys for Opposer/Petitioner Dr Pepper/Seven Up, Inc.

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing **Notice of Reliance on Official Records** to be sent by email to counsel for applicant, Jason Drangel, Esq., jdrangel@ipcounselors.com, this 15th day of May, 2009.



Laura Popp-Rosenberg

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX1**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:44:17 ET

Serial Number: 74634013 Assignment Information Trademark Document Retrieval

Registration Number: 1961757

Mark (words only): BEN & JERRY'S

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2006-05-26

Filing Date: 1995-02-14

Transformed into a National Application: No

Registration Date: 1996-03-12

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-08-15

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. BEN & JERRY'S HOMEMADE, INC.

Address:

BEN & JERRY'S HOMEMADE, INC.
7 BURLINGTON SQUARE P.O. BOX 530
BURLINGTON, VT 054020530

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Vermont

GOODS AND/OR SERVICES

International Class: 042

Class Status: Active

frozen confection store services

Basis: 1(a)

First Use Date: 1978-00-00

First Use in Commerce Date: 1983-00-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-08-06 - Attorney Revoked And/Or Appointed

2008-08-06 - TEAS Revoke/Appoint Attorney Received

2006-10-25 - Automatic Update Of Assignment Of Ownership

2006-10-11 - Automatic Update Of Assignment Of Ownership

2006-08-15 - Case File In TICRS

2006-05-26 - First renewal 10 year

2006-05-26 - Section 8 (10-year) accepted/ Section 9 granted

2006-05-25 - Assigned To Paralegal

2006-04-28 - Attorney Revoked And/Or Appointed

2006-04-28 - TEAS Revoke/Appoint Attorney Received

2006-04-28 - Attorney Revoked And/Or Appointed

2006-04-28 - TEAS Revoke/Appoint Attorney Received

2006-04-27 - Attorney Revoked And/Or Appointed

2006-04-27 - TEAS Revoke/Appoint Attorney Received

2006-03-08 - Combined Section 8 (10-year)/Section 9 filed

2006-04-20 - TEAS Change Of Correspondence Received

2006-04-20 - TEAS Change Of Correspondence Received
2006-03-08 - PAPER RECEIVED
2004-09-17 - TEAS Change Of Correspondence Received
2002-05-08 - Section 8 (6-year) accepted & Section 15 acknowledged
2002-03-12 - Section 8 (6-year) and Section 15 Filed
1996-03-12 - Registered - Principal Register
1995-12-19 - Published for opposition
1995-11-17 - Notice of publication
1995-09-05 - Approved for Pub - Principal Register (Initial exam)
1995-08-29 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lisa W. Rosaya, Esq.

Correspondent

Lisa W. Rosaya, Esq.
Baker & McKenzie LLP
1114 Avenue of the Americas
New York NY 10036
Phone Number: 212-626-4557
Fax Number: 212-310-1659

Domestic Representative

Mitchell A. Frank
Phone Number: 201 894 2723
Fax Number: 201 894 2727

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX2**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:44:58 ET

Serial Number: 75380285 Assignment Information Trademark Document Retrieval

Registration Number: 2203988

Mark



(words only): BEN & JERRY'S

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2008-09-05

Filing Date: 1997-10-27

Transformed into a National Application: No

Registration Date: 1998-11-17

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2008-09-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. BEN & JERRY'S HOMEMADE, INC.

Address:

BEN & JERRY'S HOMEMADE, INC.
7 BURLINGTON SQUARE P.O. BOX 530

BURLINGTON, VT 054020530

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Vermont

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

ICE CREAM, FROZEN YOGURT, SORBET AND FROZEN CONFECTIONS

Basis: 1(a)

First Use Date: 1998-02-09

First Use in Commerce Date: 1998-02-09

ADDITIONAL INFORMATION

Design Search Code(s):

26.11.27 - Oblongs not used as carriers for words, letters or designs

26.11.28 - Miscellaneous designs with overall rectangular shape; Rectangular shapes (miscellaneous overall shape)

Prior Registration Number(s):

1303989

1946739

1961757

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-09-05 - First renewal 10 year

2008-09-05 - Section 8 (10-year) accepted/ Section 9 granted

2008-09-05 - Assigned To Paralegal

2008-08-26 - TEAS Section 8 & 9 Received

2008-08-06 - Attorney Revoked And/Or Appointed

2008-08-06 - TEAS Revoke/Appoint Attorney Received

2007-07-31 - Case File In TICSRS

2006-10-25 - Automatic Update Of Assignment Of Ownership
2006-10-11 - Automatic Update Of Assignment Of Ownership
2005-01-03 - Section 8 (6-year) accepted & Section 15 acknowledged
2004-11-16 - Section 8 (6-year) and Section 15 Filed
2004-11-16 - PAPER RECEIVED
1998-11-17 - Registered - Principal Register
1998-08-25 - Published for opposition
1998-07-24 - Notice of publication
1998-06-15 - Approved for Pub - Principal Register (Initial exam)
1998-06-11 - Amendment to Use approved
1998-06-11 - Previous allowance count withdrawn
1998-06-02 - Amendment to use processing complete
1998-03-16 - Amendment to Use filed
1998-05-27 - Previous allowance count withdrawn
1998-05-15 - Notice of publication
1998-04-07 - Approved for Pub - Principal Register (Initial exam)
1998-04-02 - Examiner's amendment mailed
1998-03-30 - Assigned To Examiner
1998-03-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lisa W. Rosaya

Correspondent

Lisa W. Rosaya
Baker & McKenzie LLP
1114 Avenue of the Americas
New York NY 10036
Phone Number: 212-626-4557

Fax Number: 212-310-1659

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX3**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:45:14 ET

Serial Number: 72456089 Assignment Information Trademark Document Retrieval

Registration Number: 992146

Mark

Bob Evans

(words only): BOB EVANS

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2006-02-17

Filing Date: 1973-04-30

Transformed into a National Application: No

Registration Date: 1974-08-27

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-08-12

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. BOB EVANS RESTAURANTS OF MICHIGAN, INC.

Address:

BOB EVANS RESTAURANTS OF MICHIGAN, INC.
305 EAST EISENHOWER PARKWAY SUITE 200

ANN ARBOR, MI 48108

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

U.S. Class: 100 (International Class 042)

Class Status: Active

RESTAURANT SERVICES

Basis: 1(a)

First Use Date: 1950-07-10

First Use in Commerce Date: 1950-07-10

ADDITIONAL INFORMATION

Name Portrait Consent: "BOB EVANS" IS THE NAME OF A LIVING INDIVIDUAL WHOSE CONSENT IS OF RECORD.

Prior Registration Number(s):

846356

846357

876145

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-01-14 - Assignment Of Ownership Not Updated Automatically

2008-08-12 - Case File In TICRS

2006-02-17 - Second renewal 10 year

2006-02-17 - Section 8 (10-year) accepted/ Section 9 granted

2006-02-17 - Assigned To Paralegal

2005-08-12 - Assigned To Paralegal

2004-02-19 - Combined Section 8 (10-year)/Section 9 filed

1994-06-15 - First renewal 10 year

1994-05-23 - Response received for Post Registration action

1994-04-11 - Post Registration action mailed - Section 9

1994-02-22 - Section 9 filed/check record for Section 8

1979-12-03 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

REID M. WILSON

Correspondent

REID M. WILSON

VORYS, SATER, SEYMOUR AND PEASE

1828 L STREET, NW., 11TH FLOOR

WASHINGTON, DC 20036-5109

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX4**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:45:59 ET

Serial Number: 77470658 Assignment Information Trademark Document Retrieval

Registration Number: 3553608

Mark

BOB EVANS

(words only): BOB EVANS

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2008-12-30

Filing Date: 2008-05-09

Transformed into a National Application: No

Registration Date: 2008-12-30

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-12-30

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Bob Evans Restaurants of Michigan, Inc.

Address:

Bob Evans Restaurants of Michigan, Inc.
PMB 415 2232 S. Main Street

Ann Arbor, MI 48103

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

Sausage; fresh roll sausage; fresh link sausage; fresh patty sausage; pre-cooked link sausage; smoked sausage links; smoked sausage ring rope; bratwurst; fully cooked sausage, including links and patties; fully cooked bratwurst; fully cooked bacon; pork sausage; smoked pork sausage; pre-cooked patty sausage; bacon; uncooked bacon; pre-cooked bacon; pre-packaged, refrigerated meat entrees; ham; pork ribs; chili; pre-packaged, refrigerated side dishes, namely, mashed potatoes, vegetables; and prepared and packaged side dishes consisting primarily of meat, fish, poultry, vegetables, or fruit

Basis: 1(a)

First Use Date: 1964-10-30

First Use in Commerce Date: 1964-10-30

International Class: 030

Class Status: Active

Breakfast sandwiches; sausage patty sandwiches; breakfast burritos; pre-baked, microwaveable biscuits; pre-packaged entrees consisting of gravy and biscuits; pre-packaged, refrigerated side dishes, namely, macaroni, pasta, and stuffing containing bread; kolaches, namely, dough-based pockets with filling consisting primarily of meats, poultry, vegetables and cheese; sausage wrapped in baked dough; breads and cakes; sausage gravy; and salad dressing

Basis: 1(a)

First Use Date: 1964-10-30

First Use in Commerce Date: 1964-10-30

ADDITIONAL INFORMATION

Name Portrait Consent: The name(s), portrait(s), and/or signature(s) shown in the mark does not identify a particular living individual.

Prior Registration Number(s):

846357

1106757

2846069

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-01-14 - Assignment Of Ownership Not Updated Automatically
2008-12-30 - Registered - Principal Register
2008-10-14 - Published for opposition
2008-09-24 - Notice of publication
2008-09-11 - Law Office Publication Review Completed
2008-09-11 - Assigned To LIE
2008-09-03 - Approved for Pub - Principal Register (Initial exam)
2008-08-25 - Assigned To Examiner
2008-05-13 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Cory M. Amron

Correspondent

CORY M. AMRON

VORYS, SATER, SEYMOUR AND PEASE LLP

P.O. BOX 2255

VORYS-IPLAW

COLUMBUS, OH 43216-2255

Phone Number: 202-467-8810

Fax Number: 202-533-9099

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX5**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:46:32 ET

Serial Number: 74410045 Assignment Information Trademark Document Retrieval

Registration Number: 1940179

Mark (words only): BOSTON MARKET

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2006-03-14

Filing Date: 1993-07-02

Transformed into a National Application: No

Registration Date: 1995-12-05

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-06-19

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MCDONALD'S CORPORATION

Address:

MCDONALD'S CORPORATION
ONE MCDONALD'S PLAZA
OAK BROOK, IL 60523
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 042

Class Status: Active

restaurant services featuring poultry and a variety of side dishes

Basis: 1(a)

First Use Date: 1994-12-16

First Use in Commerce Date: 1995-01-26

ADDITIONAL INFORMATION

Section 2(f), in part, as to "BOSTON"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-01-16 - Assignment Of Ownership Not Updated Automatically

2007-10-10 - Assignment Of Ownership Not Updated Automatically

2007-06-19 - Case File In TICRS

2006-03-14 - First renewal 10 year

2006-03-14 - Section 8 (10-year) accepted/ Section 9 granted

2006-03-09 - Assigned To Paralegal

2005-11-29 - Combined Section 8 (10-year)/Section 9 filed

2005-11-29 - TEAS Section 8 & 9 Received

2002-01-24 - Section 8 (6-year) accepted & Section 15 acknowledged

2001-12-03 - Section 8 (6-year) and Section 15 Filed

1995-12-05 - Registered - Principal Register

1995-09-05 - Allowed for Registration - Principal Register (SOU accepted)

1995-08-21 - Statement of use processing complete

1995-08-21 - Extension 1 granted

1995-05-19 - Amendment to Use filed

1995-05-05 - Extension 1 filed

1995-01-03 - Noa Mailed - SOU Required From Applicant
1994-10-11 - Published for opposition
1994-09-09 - Notice of publication
1994-06-03 - Approved for Pub - Principal Register (Initial exam)
1994-03-08 - Communication received from applicant
1994-01-06 - Non-final action mailed
1993-11-22 - Assigned To Examiner
1993-11-02 - Assigned To Examiner
1993-10-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

CHRISTINA L. MARTINI

Correspondent

CHRISTINA L. MARTINI
DLA PIPER MARBURY RUDNICK, ET AL.
PO BOX 64807
CHICAGO IL 60664-0807

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX6**



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Assignments on the Web > Trademark Query

Trademark Assignment Abstract of Title

Total Assignments: 12

Serial #: 74410045

Filing Dt: 07/02/1993

Reg #: 1940179

Reg. Dt: 12/05/1995

Registrant: Boston Chicken, Inc.

Mark: BOSTON MARKET

Assignment: 1

Reel/Frame: 1081/0020

Received:

Recorded: 12/17/1993

Pages: 6

Conveyance: MERGER

Assignor: BOSTON CHICKEN, INC.

Exec Dt: 09/21/1993

Entity Type: CORPORATION

Citizenship: MASSACHUSETTS

Entity Type: CORPORATION

Citizenship: DELAWARE

Assignee: BOSTON CHICKEN, INC.
1804 CENTRE POINT DRIVE
NAPERVILLE, ILLINOIS 60563Correspondent: RUDNICK & WOLFE
MARK I. FELDMAN
203 NORTH LASALLE STREET
CHICAGO, ILLINOIS 60601

Assignment: 2

Reel/Frame: 1655/0803

Received: 11/21/1997

Recorded: 11/17/1997

Pages: 13

Conveyance: SECURITY INTEREST

Assignor: BOSTON CHICKEN, INC.

Exec Dt: 10/24/1997

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: NATIONAL BANKING ASSOCIATION

Citizenship: NONE

Assignee: BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION, AS
COMMON COLLATERAL AGENT
ATTN: DAVID JOHANSON
231 S. LASALLE
CHICAGO, ILLINOIS 60607Correspondent: MCDERMOTT, WILL & EMERY
REBECCA B. LEDERHOUSE
227 W. MONROE
CHICAGO, IL 60606

Assignment: 3

Reel/Frame: 1791/0742

Received: 09/16/1998

Recorded: 09/11/1998

Pages: 16

Conveyance: SECURITY INTEREST

Assignor: BOSTON CHICKEN, INC.

Exec Dt: 07/15/1998

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: ASSOCIATION

Citizenship: NONE

Assignee: BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION
231 SOUTH LASALLE STREET
CHICAGO, ILLINOIS 60697Correspondent: SIDLEY & AUSTIN
MICHELLE L. BLACKMON
ONE FIRST NATIONAL PLAZA
SUITE 4900
CHICAGO, IL 60603

Assignment: 4

Reel/Frame: 1792/0195

Received: 09/16/1998

Recorded: 09/11/1998

Pages: 14

Conveyance: SECURITY INTEREST

Assignor: BOSTON CHICKEN, INC.

Exec Dt: 07/15/1998

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: ASSOCIATION

Citizenship: NONE

Assignee: BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION

231 SOUTH LASALLE STREET

CHICAGO, ILLINOIS 60697

Correspondent: SIDLEY & AUSTIN

MICHELLE L. BLACKMON

ONE FIRST NATIONAL PLAZA, SUITE 4900

CHICAGO, IL 60603

Assignment: 5

Reel/Frame: 1792/0277

Received: 09/16/1998

Recorded: 09/11/1998

Pages: 14

Conveyance: SECURITY INTEREST

Assignor: BOSTON CHICKEN, INC.

Exec Dt: 07/15/1998

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: ASSOCIATION

Citizenship: NONE

Assignee: BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION

231 SOUTH LASALLE STREET

CHICAGO, ILLINOIS 60697

Correspondent: MICHELLE L. BLACKMON

SIDLEY & AUSTIN

ONE FIRST NATIONAL PLAZA

SUITE 4900

CHICAGO, ILLINOIS 60603

Assignment: 6

Reel/Frame: 1881/0471

Received: 04/22/1999

Recorded: 04/01/1999

Pages: 18

Conveyance: SECURITY AGREEMENT

Assignors: BOSTON CHICKEN, INC.

Exec Dt: 10/05/1998

Entity Type: CORPORATION

Citizenship: DELAWARE

Exec Dt: 10/05/1998

Entity Type: CORPORATION

Citizenship: DELAWARE

Exec Dt: 10/05/1998

Entity Type: CORPORATION

Citizenship: DELAWARE

Exec Dt: 10/05/1998

Entity Type: CORPORATION

Citizenship: DELAWARE

Exec Dt: 10/05/1998

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Entity Type: CORPORATION

Citizenship: DELAWARE

Exec Dt: 10/05/1998

Entity Type: CORPORATION

Citizenship: DELAWARE

Exec Dt: 10/05/1998

Entity Type: CORPORATION

Citizenship: DELAWARE

Exec Dt: 10/05/1998

Entity Type: CORPORATION

BC REAL ESTATE INVESTMENTS, INC.

BCI ACQUISITION SUB, L.L.C.

PROGRESSIVE FOOD CONCEPTS, INC.

BCI MAYFAIR, INC.

BCI R&A, INC.

BCI MASSACHUSETTS, INC.

BCI WEST, INC.

BCI SOUTHWEST, INC.

MID-ATLANTIC RESTAURANT SYSTEMS, INC.

MAYFAIR PARTNERS, L.P.BC NEW YORK L.L.C.BC GOLDENGATE, L.L.C.BC SUPERIOR, L.L.C.BC HEARTLAND, L.L.C.BC TRI-STATES, L.L.C.FINEST FOODSERVICES, L.L.C.P & L FOOD SERVICES, L.L.C.R&A FOOD SERVICES, L.L.C.BC BOSTON, L.P.BCE WEST, L.P.B.C.B.M. SOUTHWESTBUFFALO P&L FOOD SERVICES, INC.

Assignee: BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION, AS
COLLATERAL AGENT
SPECIAL ASSET GROUP
231 SOUTH LASALLE ST., 8TH FLOOR
CHICAGO, ILLINOIS 60697

Correspondent: MURPHY SHENEMAN JULIAN & ROGERS
SARA HOEHN
2049 CENTURY PARK EAST
21ST FLOOR
LOS ANGELES, CA 90067

Assignment: 7**Reel/Frame:** 1978/0634**Received:** 10/25/1999**Recorded:** 10/21/1999**Pages:** 57**Conveyance:** LICENSE**Assignor:** BOSTON CHICKEN, INC.**Citizenship:** DELAWARE**Exec Dt:** 10/05/1998**Entity Type:** LIMITED PARTNERSHIP**Citizenship:** DELAWARE**Exec Dt:** 10/05/1998**Entity Type:** LIMITED LIABILITY COMPANY**Citizenship:** DELAWARE**Exec Dt:** 10/05/1998**Entity Type:** LIMITED LIABILITY COPANY**Citizenship:** DELAWARE**Exec Dt:** 10/05/1998**Entity Type:** LIMITED LIABILITY COMPANY**Citizenship:** DELAWARE**Exec Dt:** 10/05/1998**Entity Type:** LIMITED LIABILITY COMPANY**Citizenship:** DELAWARE**Exec Dt:** 10/05/1998**Entity Type:** LIMITED LIABILITY COMPANY**Citizenship:** DELAWARE**Exec Dt:** 10/05/1998**Entity Type:** LIMITED LIABILITY COMPANY**Citizenship:** DELAWARE**Exec Dt:** 10/05/1998**Entity Type:** LIMITED LIABILITY COMPANY**Citizenship:** DELAWARE**Exec Dt:** 10/05/1998**Entity Type:** LIMITED LIABILITY COMPANY**Citizenship:** DELAWARE**Exec Dt:** 10/05/1998**Entity Type:** LIMITED PARTNERSHIP**Citizenship:** DELAWARE**Exec Dt:** 10/05/1998**Entity Type:** LIMITED PARTNERSHIP**Citizenship:** DELAWARE**Exec Dt:** 10/05/1998**Entity Type:** LIMITED PARTNERSHIP**Citizenship:** DELAWARE**Exec Dt:** 10/05/1998**Entity Type:** CORPORATION**Citizenship:** DELAWARE**Entity Type:** ASSOCIATION**Citizenship:** NONE**Exec Dt:** 06/08/1999**Entity Type:** CORPORATION**Citizenship:** DELAWARE

Assignee: H.J. HEINZ COMPANY
600 GRANT STREET
PITTSBURGH, PENNSYLVANIA 15219

Entity Type: CORPORATION
Citizenship: PENNSYLVANIA

Correspondent: REED SMITH SHAW & MCCLAY LLP
RAYMOND A. MILLER
P.O. BOX 488
PITTSBURGH, PA 15230

Assignment: 8

Reel/Frame: 2128/0730

Received: 10/04/2000

Recorded: 06/05/2000

Pages: 12

Conveyance: ASSIGNMENT AND RELEASE OF PATENT TRADEMARK AND COPYRIGHT SECURITY AGREEMENT

Assignor: BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION, AS COLLATERAL AGENT

Exec Dt: 05/26/2000

Entity Type: ASSOCIATION

Citizenship: NONE

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: LIMITED LIABILITY COMPANY

Citizenship: DELAWARE

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: LIMITED PARTNERSHIP

Citizenship: DELAWARE

Entity Type: A LIMITED LIABILITY COMPANY

Citizenship: DELAWARE

Assignees: BOSTON CHICKEN, INC.
ATTN: AMY POWERS, ESQ.
14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086
BC REAL ESTATE INVESTMENTS, INC.
ATTN: AMY POWERS, ESQ.
14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086
BCI ACQUISITION SUB, L.L.C.
ATTN: AMY POWERS, ESQ.
14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086
PROGRESSIVE FOOD CONCEPTS, INC.
ATTN: AMY POWERS, ESQ.
14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086
BCI MAYFAIR, INC.
ATTN: AMY POWERS, ESQ.
14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086
BCI R&A, INC.
ATTN: AMY POWERS, ESQ.
14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086
BCI MASSACHUSETTS, INC.
ATTN: AMY POWERS, ESQ.
14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086
BCI WEST, INC.
ATTN: AMY POWERS, ESQ.
14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086
BCI SOUTHWEST, INC.
ATTN: AMY POWERS, ESQ.
14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086
MID-ATLANTIC RESTAURANT SYSTEMS, INC.
ATTN: AMY POWERS, ESQ.
14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086
MAYFAIR PARTNERS, L.P.
ATTN: AMY POWERS, ESQ.
14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086
BC GREAT LAKES, L.L.C.
P.O. BOX 4086

14123 DENVER WEST PARKWAY
GOLDEN, COLORADO 80401-4086

BC NEW YORK L.L.C.

ATTN: AMY POWERS, ESQ.

14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086

BC GOLDENGATE, L.L.C.

ATTN: AMY POWERS, ESQ.

14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086

BC SUPERIOR, L.L.C.

ATTN: AMY POWERS, ESQ.

14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086

BC HEARTLAND, L.L.C.

P.O. BOX 4086

14123 DENVER WEST PARKWAY
GOLDEN, COLORADO 80401-4086

BC TRI-STATES, L.L.C.

ATTN: AMY POWERS, ESQ.

14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086

FINEST FOODSERVICE, L.L.C.

ATTN: AMY POWERS, ESQ.

14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086

P & L FOOD SERVICES, L.L.C.

ATTN: AMY POWERS, ESQ.

14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086

R&A FOOD SERVICES, L.P.

ATTN: AMY POWERS, ESQ.

14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086

BC BOSTON, L.P.

ATTN: AMY POWERS, ESQ.

14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086

BCE WEST, L.P.

ATTN: AMY POWERS, ESQ.

14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086

B.C.B.M. SOUTHWEST, L.P.

ATTN: AMY POWERS, ESQ.

14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086

BUFFALO P&L FOOD SERVICES, INC.

ATTN: AMY POWERS, ESQ.

14123 DENVER WEST PARKWAY, P.O. BOX 4086
GOLDEN, COLORADO 80401-4086

Correspondent: MURPHY SHENEMAN JULIAN & ROGERS
ATTN: SARA HOEHN
2049 CENTURY PARK EAST, 21ST FLOOR
LOS ANGELES, CALIFORNIA 90067

Assignment: 9

Reel/Frame: 2154/0840 **Received:** 10/25/2000

Recorded: 10/06/2000

Pages: 14

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: BOSTON CHICKEN, INC.

Exec Dt: 05/26/2000

Entity Type: CORPORATION

Assignee: MCDONALD'S CORPORATION
ONE MCDONALD'S PLAZA
OAK BROOK, ILLINOIS 60523

Citizenship: DELAWARE
Entity Type: CORPORATION
Citizenship: DELAWARE

Correspondent: ALTHEIMER & GRAY
ROBERT E. BROWNE
SUITE 4000
10 SOUTH WACKER DRIVE
CHICAGO, IL 60606

Assignment: 10

Reel/Frame: 3634/0211 **Received:** 10/04/2007

Recorded: 10/04/2007

Pages: 8

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: MCDONALD'S CORPORATION

Exec Dt: 08/27/2007
Entity Type: CORPORATION
Citizenship: DELAWARE
Entity Type: CORPORATION
Citizenship: DELAWARE

Assignee: BOSTON MARKET CORPORATION
14103 DENVER WEST PARKWAY
GOLDEN, COLORADO 80401

Correspondent: RENEE PRESCAN
200 E. RANDOLPH DRIVE
KIRKLAND & ELLIS LLP
CHICAGO, IL 60601

Assignment: 11

Reel/Frame: 3636/0537 **Received:** 10/09/2007

Recorded: 10/09/2007

Pages: 24

Conveyance: RELEASE BY SECURED PARTY

Assignor: BANK OF AMERICA, N.A.

Exec Dt: 10/05/2007
Entity Type: NATIONAL ASSOCIATION
Citizenship: NONE
Entity Type: CORPORATION
Citizenship: NONE

Assignee: MCDONALD'S CORPORATION
ONE MCDONALD'S PLAZA
OAK BROOK, ILLINOIS 60523

Correspondent: PIA SEN, CGSH LLP
1 LIBERTY PLAZA
FLOOR 37 N
NEW YORK, NY 10006

Assignment: 12

Reel/Frame: 3691/0350 **Received:** 01/07/2008

Recorded: 01/07/2008

Pages: 34

Conveyance: GRANT OF SECURITY INTEREST

Assignor: BOSTON MARKET CORPORATION

Exec Dt: 12/06/2007
Entity Type: CORPORATION
Citizenship: NONE
Entity Type: LIMITED LIABILITY COMPANY
Citizenship: NONE

Assignee: ABLECO FINANCE LLC, AS COLLATERAL AGENT
450 PARK AVENUE
NEW YORK, NEW YORK 10022

Correspondent: WATT WANAPHA
919 THIRD AVENUE
19TH FLOOR
NEW YORK, NY 10022

Search Results as of: 05/11/2009 05:40 PM

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350.
Web interface last modified: October 18, 2008 v.2.0.2

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DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX7**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:50:27 ET

Serial Number: 77397878 Assignment Information Trademark Document Retrieval

Registration Number: 3511498

Mark

BOSTON MARKET

(words only): BOSTON MARKET

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2008-10-07

Filing Date: 2008-02-15

Transformed into a National Application: No

Registration Date: 2008-10-07

Register: Principal

Law Office Assigned: LAW OFFICE 108

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-10-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Boston Market Corporation

Address:

Boston Market Corporation
14103 Denver West Parkway

Golden, CO 80401

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

Frozen entrees and meals consisting of meat, poultry, pork, vegetables, potatoes and beans; processed potatoes

Basis: 1(a)

First Use Date: 1999-06-30

First Use in Commerce Date: 1999-06-30

International Class: 030

Class Status: Active

Frozen entrees and meals consisting of pasta, rice and bread; macaroni and cheese

Basis: 1(a)

First Use Date: 1999-06-30

First Use in Commerce Date: 1999-06-30

ADDITIONAL INFORMATION

Section 2(f), in part, as to "BOSTON"

Prior Registration Number(s):

1940179

1963578

2102511

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-10-07 - Registered - Principal Register

2008-07-22 - Published for opposition

2008-07-02 - Notice of publication

2008-06-17 - Law Office Publication Review Completed

2008-06-17 - Assigned To LIE

2008-06-17 - Approved for Pub - Principal Register (Initial exam)

2008-06-16 - Examiner's Amendment Entered

2008-06-16 - Notification Of Examiners Amendment E-Mailed

2008-06-16 - EXAMINERS AMENDMENT E-MAILED

2008-06-16 - Examiners Amendment - Written

2008-06-12 - Notification Of Non-Final Action E-Mailed

2008-06-12 - Non-final action e-mailed

2008-06-12 - Non-Final Action Written

2008-05-29 - Assigned To Examiner

2008-02-21 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Mark I. Feldman, Christina L. Martini

Correspondent

MARK I. FELDMAN, CHRISTINA L. MARTINI
DLA PIPER US LLP
PO BOX 64807
CHICAGO, IL 60664-0807
Phone Number: 312 368 4000
Fax Number: 312 236 7516

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX8**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:50:51 ET

Serial Number: 74598528 Assignment Information Trademark Document Retrieval

Registration Number: 2330452

Mark

**Carvel ice cream
bakery**

(words only): CARVEL ICE CREAM BAKERY

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-06-16

Filing Date: 1994-11-14

Transformed into a National Application: No

Registration Date: 2000-03-21

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2006-06-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Carvel Corporation

Address:

Carvel Corporation
200 Glenridge Point Parkway Suite 200

Atlanta, GA 30342

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

frozen confections, ice cream, soft ice cream, ice cream cakes, and pastries containing ice cream

Basis: 1(a)

First Use Date: 1991-03-00

First Use in Commerce Date: 1991-03-00

International Class: 042

Class Status: Active

retail ice cream store and ice cream parlor services

Basis: 1(a)

First Use Date: 1991-03-00

First Use in Commerce Date: 1991-03-00

ADDITIONAL INFORMATION

Disclaimer: "ICE CREAM"

Prior Registration Number(s):

716227

723983

729798

1092425

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-01-16 - TEAS Change Of Correspondence Received

2006-06-16 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-06-07 - Assigned To Paralegal

2006-04-21 - Case File In TICRS

2006-03-09 - Section 8 (6-year) and Section 15 Filed
2006-03-09 - TEAS Section 8 & 15 Received
2000-03-21 - Registered - Principal Register
1999-12-28 - Published for opposition
1999-11-26 - Notice of publication
1999-10-11 - Approved for Pub - Principal Register (Initial exam)
1996-11-05 - Letter of suspension mailed
1996-08-06 - Previous allowance count withdrawn
1996-05-24 - Letter of Protest accepted
1996-02-20 - Published for opposition
1996-01-19 - Notice of publication
1995-12-05 - Approved for Pub - Principal Register (Initial exam)
1995-11-01 - Communication received from applicant
1995-05-01 - Non-final action mailed
1995-04-27 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Coby S. Nixon

Correspondent

Mark I. Feldman, Christina L. Martini an
DLA Piper US LLP
P.O. Box 64807
Chicago IL 60664-0807
Phone Number: 312 368 4000
Fax Number: 312 236 7516

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX9**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:51:09 ET

Serial Number: 73784968 Assignment Information Trademark Document Retrieval

Registration Number: 1637904

Mark (words only): CALIFORNIA PIZZA KITCHEN

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2001-02-27

Filing Date: 1989-03-06

Transformed into a National Application: No

Registration Date: 1991-03-12

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-10-22

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. CPK MANAGEMENT BOULEVARD

Address:

CPK MANAGEMENT BOULEVARD
6053 W. CENTURY BOULEVARD 11TH FLOOR
LOS ANGELES, CA 900456442
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 042

Class Status: Active

RESTAURANT SERVICES

Basis: 1(a)**First Use Date:** 1985-03-23**First Use in Commerce Date:** 1985-03-23

ADDITIONAL INFORMATION

Section 2(f)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-10-22 - Case File In TICRS

2001-02-27 - First renewal 10 year

2001-02-27 - Section 8 (10-year) accepted/ Section 9 granted

2000-09-20 - Combined Section 8 (10-year)/Section 9 filed

1996-07-24 - Section 8 (6-year) accepted & Section 15 acknowledged

1996-04-22 - Section 8 (6-year) and Section 15 Filed

1991-03-12 - Registered - Principal Register

1990-12-18 - Published for opposition

1990-11-16 - Notice of publication

1990-09-05 - Approved for Pub - Principal Register (Initial exam)

1990-03-01 - Final refusal mailed

1989-11-24 - Communication received from applicant

1989-05-22 - Non-final action mailed

1989-05-01 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JOAN KUPERSMITH LARKIN

Correspondent

JOAN KUPERSMITH LARKIN
SMALL LARKIN, LLP
10940 WILSHIRE BOULEVARD
8TH FLOOR
LOS ANGELES, CA 90024

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX10**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:51:26 ET

Serial Number: 75265470 Assignment Information Trademark Document Retrieval

Registration Number: 2241900

Mark (words only): CALIFORNIA PIZZA KITCHEN

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2008-06-21

Filing Date: 1997-03-28

Transformed into a National Application: No

Registration Date: 1999-04-27

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2008-06-21

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. CPK MANAGEMENT COMPANY

Address:

CPK MANAGEMENT COMPANY
6053 W. CENTURY BLVD., 11TH FLOOR
LOS ANGELES, CA 90046
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

frozen pizza

Basis: 1(a)

First Use Date: 1998-09-00

First Use in Commerce Date: 1998-09-00

ADDITIONAL INFORMATION

Section 2(f)

Prior Registration Number(s):

1423372

1637904

1818052

1827859

2011517

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-06-21 - First renewal 10 year

2008-06-21 - Section 8 (10-year) accepted/ Section 9 granted

2008-06-20 - Assigned To Paralegal

2008-06-09 - Combined Section 8 (10-year)/Section 9 filed

2008-06-09 - PAPER RECEIVED

2007-07-18 - Case File In TICRS

2004-12-14 - Section 8 (6-year) accepted & Section 15 acknowledged

2004-11-22 - Section 8 (6-year) and Section 15 Filed

2004-11-22 - PAPER RECEIVED

1999-04-27 - Registered - Principal Register

1999-02-08 - Allowed for Registration - Principal Register (SOU accepted)

1999-02-05 - Examiners Amendment - Written

1999-01-27 - Non-final action mailed
1999-01-25 - Assigned To Examiner
1999-01-20 - Statement of use processing complete
1998-12-15 - Amendment to Use filed
1998-12-17 - Extension 1 granted
1998-11-12 - Extension 1 filed
1998-06-30 - Noa Mailed - SOU Required From Applicant
1997-12-02 - Published for opposition
1997-10-31 - Notice of publication
1997-10-08 - Approved for Pub - Principal Register (Initial exam)
1997-10-08 - Assigned To Examiner
1997-10-01 - Examiner's amendment mailed
1997-09-24 - Non-final action mailed
1997-09-19 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JOAN KUPERSMITH LARKIN

Correspondent

JOAN KUPERSMITH LARKIN
SEYFARTH SHAW LLP
2029 CENTURY PARK EAST, SUITE 3300
ONE CENTURY PLAZA
LOS ANGELES C, CA 90067-3063

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX11**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:51:42 ET

Serial Number: 72148372 Assignment Information Trademark Document Retrieval

Registration Number: 748901

Mark (words only): DUNKIN' DONUTS

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2004-03-23

Filing Date: 1962-07-05

Transformed into a National Application: No

Registration Date: 1963-04-30

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-11-13

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. DUNKIN' DONUTS USA, INC.

Address:

DUNKIN' DONUTS USA, INC.

P. O. BOX 33006

DETROIT, MI 48232

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Michigan

GOODS AND/OR SERVICES

U.S. Class: 100 (International Class 042)

Class Status: Active

Restaurant Services

Basis: 1(a)

First Use Date: 1950-05-15

First Use in Commerce Date: 1956-07-07

ADDITIONAL INFORMATION

Prior Registration Number(s):

692491

715860

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-05-07 - Notice Of Suit

2008-11-13 - Case File In TICSRS

2008-09-08 - Notice Of Suit

2008-06-20 - Notice Of Suit

2008-05-20 - Notice Of Suit

2006-09-20 - Attorney Revoked And/Or Appointed

2006-09-20 - TEAS Revoke/Appoint Attorney Received

2006-09-20 - Attorney Revoked And/Or Appointed

2006-09-20 - TEAS Revoke/Appoint Attorney Received

2006-05-31 - Assignment Of Ownership Not Updated Automatically

2006-03-23 - TEAS Change Of Correspondence Received

2004-11-10 - TEAS Change Of Correspondence Received

2004-03-23 - First renewal 10 year

2004-03-23 - Section 8 (10-year) accepted/ Section 9 granted

2003-04-17 - Combined Section 8 (10-year)/Section 9 filed

2003-04-17 - TEAS Section 8 & 9 Received

1984-10-25 - Section 8 (6-year) accepted & Section 15 acknowledged

1983-04-30 - First renewal

1983-04-12 - First renewal

1983-04-30 - First renewal

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Stephanie K. Wade

Correspondent

Stephanie K. Wade

Dickstein Shapiro LLP

1825 Eye Street, NW

Washington, DC 20006-5403

Phone Number: 202-420-2200

Fax Number: 202-420-2201

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX12**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:52:06 ET

Serial Number: 76266476 Assignment Information Trademark Document Retrieval

Registration Number: 2751007

Mark



(words only): DUNKIN' DONUTS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-08-12

Filing Date: 2001-06-05

Transformed into a National Application: No

Registration Date: 2003-08-12

Register: Principal

Law Office Assigned: LAW OFFICE 108

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-04-29

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Dunkin' Donuts USA, Inc.

Address:

Dunkin' Donuts USA, Inc.
P.O.Box 33006

Detroit, MI 48232

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Michigan

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

Fruit-based fillings for doughnuts, cookies, cakes and pies; edible oils and fats; fruit topping; nut topping; shortenings

Basis: 1(a)

First Use Date: 2002-02-28

First Use in Commerce Date: 2002-02-28

International Class: 030

Class Status: Active

Doughnuts and bakery products; coffee; tea; cocoa; sugar; cookies; cakes; pies; muffins; plain, glazed, coated and filled fried cakes; bagels; chocolate-based fillings for cakes and pies; custard-based fillings for cakes and pies; chocolate-based topping; flour; flavoring extracts; confectionery chips for baking; honey; yeast; baking-powder; hot chocolate; hot cocoa

Basis: 1(a)

First Use Date: 2001-05-08

First Use in Commerce Date: 2001-05-08

International Class: 032

Class Status: Active

fruit drinks and fruit juices; coffee-flavored soft drinks; syrups and other preparations, concentrates and powder, for making soft drinks and fruit drinks

Basis: 1(a)

First Use Date: 2001-05-08

First Use in Commerce Date: 2001-05-08

International Class: 043

Class Status: Active

Restaurant and carry out food services

Basis: 1(a)

First Use Date: 2001-05-08

First Use in Commerce Date: 2001-05-08

ADDITIONAL INFORMATION

Disclaimer: "DONUTS"

Lining and Stippling: The mark consists of the design of a cup containing a hot beverage adjacent to the words "DUNKIN' DONUTS" design. The words "DUNKIN' DONUTS" in design also appear on the face of the cup.

Design Search Code(s):

01.15.05 - Smoke; Steam; Vapor
11.03.01 - Glasses without stems
11.03.03 - Coffee cups
26.09.21 - Squares that are completely or partially shaded

Prior Registration Number(s):

748901
1148165
1159354

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-04-29 - Case File In TICSRS
2006-09-20 - Attorney Revoked And/Or Appointed
2006-09-20 - TEAS Revoke/Appoint Attorney Received
2006-09-20 - Attorney Revoked And/Or Appointed
2006-09-20 - TEAS Revoke/Appoint Attorney Received
2006-05-31 - Assignment Of Ownership Not Updated Automatically
2006-03-23 - TEAS Change Of Correspondence Received
2004-11-10 - TEAS Change Of Correspondence Received
2003-08-12 - Registered - Principal Register
2003-06-09 - Allowed for Registration - Principal Register (SOU accepted)
2003-05-09 - Statement of use processing complete
2003-05-09 - Amendment to Use filed
2003-05-09 - TEAS Statement of Use Received
2002-11-12 - Noa Mailed - SOU Required From Applicant
2002-08-20 - Published for opposition

2002-07-31 - Notice of publication

2002-05-22 - Approved for Pub - Principal Register (Initial exam)

2002-05-21 - Examiner's amendment mailed

2002-02-22 - Communication received from applicant

2001-08-22 - Non-final action mailed

2001-08-08 - Assigned To Examiner

2001-07-31 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Stephanie K. Wade

Correspondent

Stephanie K. Wade

Dickstein Shapiro LLP

1825 Eye Street, NW

Washington, DC 20006-5403

Phone Number: 202-420-2200

Fax Number: 202-420-2201

Domestic Representative

Jane E. Bullbrook

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX13**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:52:26 ET

Serial Number: 73264659 Assignment Information Trademark Document Retrieval

Registration Number: 1295078

Mark (words only): GODIVA

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2004-09-22

Filing Date: 1980-06-02

Transformed into a National Application: No

Registration Date: 1984-09-11

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-09-24

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. GODIVA CHOCOLATIER, INC.

Address:

GODIVA CHOCOLATIER, INC.
355 LEXINGTON AVENUE
NEW YORK, NY 10017
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New Jersey

GOODS AND/OR SERVICES

International Class: 042

Class Status: Active

Retail Candy Store and Confectionery Services

Basis: 1(a)

First Use Date: 1969-11-13

First Use in Commerce Date: 1969-11-13

ADDITIONAL INFORMATION

Prior Registration Number(s):

836376

1010810

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-08-13 - Automatic Update Of Assignment Of Ownership

2008-06-02 - Attorney Revoked And/Or Appointed

2008-06-02 - TEAS Revoke/Appoint Attorney Received

2007-02-27 - TEAS Change Of Correspondence Received

2004-09-22 - First renewal 10 year

2004-09-22 - Section 8 (10-year) accepted/ Section 9 granted

2004-08-16 - Combined Section 8 (10-year)/Section 9 filed

2004-08-16 - TEAS Section 8 & 9 Received

1990-03-20 - Section 8 (6-year) accepted & Section 15 acknowledged

1990-01-18 - Section 8 (6-year) and Section 15 Filed

1984-09-11 - Registered - Principal Register

1984-06-26 - Published for opposition

1984-05-02 - Notice of publication

1984-03-05 - Approved for Pub - Principal Register (Initial exam)

1984-01-23 - Communication received from applicant

1983-07-29 - Non-final action mailed

1983-07-21 - Assigned To Examiner

1981-12-17 - Communication received from applicant

1983-05-11 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Mary A. Donovan, Esq.

Correspondent

Mary A. Donovan, Esq.

DONOVAN & YEE LLP

110 Greene Street, Suite 700

New York NY 10012

Phone Number: (212) 226-7700

Fax Number: (212) 226-1995

Domestic Representative

Mary A. Donovan, Esq.

Phone Number: (212) 226-7700

Fax Number: (212) 226-1995

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX14**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:52:46 ET

Serial Number: 72241040 Assignment Information Trademark Document Retrieval

Registration Number: 836376

Mark (words only): GODIVA

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2007-02-21

Filing Date: 1966-03-15

Transformed into a National Application: No

Registration Date: 1967-10-03

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2009-02-03

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. GODIVA CHOCOLATIER, INC.

Address:

GODIVA CHOCOLATIER, INC.
355 LEXINGTON AVENUE
NEW YORK, NY 10017
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New Jersey

GOODS AND/OR SERVICES

U.S. Class: 046 (International Class 030)

Class Status: Active

CANDY

Basis: 1(a)

First Use Date: 1960-10-30

First Use in Commerce Date: 1960-10-30

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-02-03 - Case File In TICS

2008-08-13 - Automatic Update Of Assignment Of Ownership

2008-06-02 - Attorney Revoked And/Or Appointed

2008-06-02 - TEAS Revoke/Appoint Attorney Received

2007-02-27 - TEAS Change Of Correspondence Received

2007-02-21 - Second renewal 10 year

2007-02-21 - Section 8 (10-year) accepted/ Section 9 granted

2007-02-09 - Assigned To Paralegal

2006-12-11 - Combined Section 8 (10-year)/Section 9 filed

2006-12-11 - Combined Section 8 (10-year)/Section 9 filed

2006-12-11 - TEAS Section 8 & 9 Received

2006-10-16 - Attorney Revoked And/Or Appointed

2006-10-16 - TEAS Revoke/Appoint Attorney Received

1987-10-03 - First renewal

1987-06-05 - Section 9 filed/check record for Section 8

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Mary A. Donovan, Esq.

Correspondent

Mary A. Donovan, Esq.

DONOVAN & YEE LLP

110 Greene Street, Suite 700

New York NY 10012

Phone Number: (212) 226-7700

Fax Number: (212) 226-1995

Domestic Representative

Mary A. Donovan, Esq.

Phone Number: (212) 226-7700

Fax Number: (212) 226-1995

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX15**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:53:11 ET

Serial Number: 73168336 Assignment Information Trademark Document Retrieval

Registration Number: 1116969

Mark

Häagen-Dazs

(words only): HAAGEN-DAZS

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2008-11-07

Filing Date: 1978-04-28

Transformed into a National Application: No

Registration Date: 1979-04-24

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2008-11-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. HDIP, INC.

Address:

HDIP, INC.

Number One General Mills Blvd.

Minneapolis, MN 55426

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

Phone Number: 763-764-2281

Fax Number: 763-764-2268

GOODS AND/OR SERVICES

International Class: 042

Class Status: Active

RESTAURANT SERVICES-NAMELY, THE PREPARATION AND SERVING OF ICE CREAM AND OTHER DAIRY PRODUCTS FOR ON AND OFF PREMISES CONSUMPTION

Basis: 1(a)

First Use Date: 1976-10-00

First Use in Commerce Date: 1977-02-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

737244

MADRID PROTOCOL INFORMATION

USPTO Reference Number: A0006218

International Registration Number: 0903654

International Registration Date: 2006-10-25

Original Filing Date with USPTO: 2006-10-25

International Registration Status: Application For IR Registered By IB

Date of International Registration Status: 2006-11-30

International Registration Renewal Date: 2016-10-25

Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:

11-30-2006 - 15:58:02 - Application For IR Registered By IB

10-27-2006 - 21:00:43 - IR Certified And Sent To IB

10-27-2006 - 12:08:54 - Manually Certified

10-25-2006 - 15:10:58 - New Application For IR Received

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-11-07 - Second renewal 10 year

2008-11-07 - Section 8 (10-year) accepted/ Section 9 granted

2008-11-03 - Assigned To Paralegal

2008-10-30 - TEAS Section 8 & 9 Received

2008-10-30 - Applicant/Correspondence Changes (Non-Responsive) Entered

2008-10-30 - TEAS Change Of Owner Address Received

2008-01-18 - Case File In TICRS

1999-03-12 - First renewal 10 year

1998-12-17 - Section 9 filed/check record for Section 8

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Gregory P. Kaihoi

General Mills, Inc.

Number One General Mills Blvd.

MINNEAPOLIS MN 55426

Phone Number: 763-764-2281

Fax Number: 763-764-2268

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX16**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:53:25 ET

Serial Number: 72108344 Assignment Information Trademark Document Retrieval

Registration Number: 737244

Mark

Häagen-Dazs

(words only): HAAGEN-DAZS

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2002-07-15

Filing Date: 1960-11-14

Transformed into a National Application: No

Registration Date: 1962-09-04

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-10-28

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. HDIP, INC.

Address:

HDIP, INC.

NUMBER ONE GENERAL MILLS BLVD.

MINNEAPOLIS, MN 55426

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

U.S. Class: 046 (International Class 030)

Class Status: Active

Ice Cream

Basis: 1(a)

First Use Date: 1960-10-24

First Use in Commerce Date: 1960-10-24

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-10-28 - Case File In TIGRS

2002-07-15 - Second renewal 10 year

2002-07-15 - Section 8 (10-year) accepted/ Section 9 granted

2002-05-07 - Combined Section 8 (10-year)/Section 9 filed

2002-05-07 - TEAS Change Of Correspondence Received

2002-05-07 - TEAS Section 8 & 9 Received

1984-10-25 - Section 8 (6-year) accepted & Section 15 acknowledged

1982-09-04 - First renewal

1982-09-04 - First renewal

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Gregory P. Kaihoi

The Pillsbury Company

Number One General Mills Boulevard

Minneapolis MN 55426

Phone Number: 763-764-2281

Fax Number: 763-764-2268

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX17**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:53:40 ET

Serial Number: 73775646 Assignment Information Trademark Document Retrieval

Registration Number: 1557380

Mark (words only): HOOTERS

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 1995-06-07

Filing Date: 1989-01-23

Transformed into a National Application: No

Registration Date: 1989-09-19

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov.

Current Location: 40S -Scanning On Demand

Date In Location: 2008-09-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. HOOTER'S, INC.

Address:

HOOTER'S, INC.
2471 MCMULLEN BOOTH ROAD, SUITE 316
CLEARWATER, FL 34619
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Florida

GOODS AND/OR SERVICES

International Class: 042

Class Status: Active

RESTAURANT AND COCKTAIL LOUNGE SERVICES**Basis:** 1(a)**First Use Date:** 1980-03-31**First Use in Commerce Date:** 1980-03-31

ADDITIONAL INFORMATION

Prior Registration Number(s):

1320029

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-09-16 - Case File In TIGRS

2008-03-18 - Attorney Revoked And/Or Appointed

2008-03-18 - TEAS Revoke/Appoint Attorney Received

1995-06-07 - Section 8 (6-year) accepted & Section 15 acknowledged

1994-11-07 - Section 8 (6-year) and Section 15 Filed

1991-07-02 - Section 7 correction issued

1991-03-22 - Section 7 amendment filed

1989-09-19 - Registered - Principal Register

1989-06-27 - Published for opposition

1989-05-29 - Notice of publication

1989-05-27 - Notice of publication

1989-03-28 - Approved for Pub - Principal Register (Initial exam)

1989-03-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Gregory T. Ourada

Correspondent

Gregory T. Ourada

Hill, Kertscher & Wharton, LLP

Suite 800

3350 Riverwood Parkway

Atlanta GA 30339

Phone Number: 770-953-0995 ext 112

Fax Number: 770-953-1358

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX18



United States Patent and Trademark Office

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Assignments on the Web > Trademark Query

Trademark Assignment Abstract of Title

Total Assignments: 3**Serial #:** [73775646](#)**Filing Dt:** 01/23/1989**Reg #:** [1557380](#)**Reg. Dt:** 09/19/1989**Registrant:** HOOTER'S, INC.**Mark:** HOOTERS**Assignment: 1****Reel/Frame:** [1995/0530](#)**Received:** 11/29/1999**Recorded:** 11/15/1999**Pages:** 14**Conveyance:** ASSIGNS THE ENTIRE INTEREST**Assignor:** [HOOTERS, INC.](#)**Exec Dt:** 10/14/1999**Entity Type:** CORPORATION**Citizenship:** FLORIDA**Entity Type:** LIMITED PARTNERSHIP**Citizenship:** FLORIDA**Assignee:** [HI LIMITED PARTNERSHIP](#)26133 U.S. HIGHWAY 19 NORTH, SUITE 100
CLEARWATER, FLORIDA 33763**Correspondent:** NEEDLE & ROSENBERG, P.C.SUMNER C. ROSENBERG, ESQ.
SUITE 1200, THE CANDLER BUILDING
127 PEACHTREE STREET, N.E.
ATLANTA, GA 30303-1811**Assignment: 2****Reel/Frame:** [2268/0957](#)**Received:** 04/12/2001**Recorded:** 03/22/2001**Pages:** 12**Conveyance:** SECURITY INTEREST**Assignor:** [HI LIMITED PARTNERSHIP](#)**Exec Dt:** 03/21/2001**Entity Type:** LIMITED PARTNERSHIP**Citizenship:** FLORIDA**Entity Type:** STATE BANK**Citizenship:** SOUTH CAROLINA**Assignee:** [CAROLINA FIRST BANK](#)2003 NORTH OAK STREET
MYRTLE BEACH, SOUTH CAROLINA 29577**Correspondent:** TROUTMAN SANDERS LLPMICHAEL HOBBS
SUITE 5200
600 PEACHTREE STREET
ATLANTA, GA 30308**Assignment: 3****Reel/Frame:** [2941/0884](#)**Received:** 03/31/2004**Recorded:** 03/26/2004**Pages:** 17**Conveyance:** SECURITY INTEREST**Assignor:** [HI LIMITED PARTNERSHIP](#)**Exec Dt:** 03/11/2004**Entity Type:** LIMITED PARTNERSHIP**Citizenship:** FLORIDA**Entity Type:** STATE BANK**Citizenship:** SOUTH CAROLINA**Assignee:** [CAROLINA FIRST BANK](#)2003 NORTH OAK STREET
MYRTLE BEACH, SOUTH CAROLINA 29577**Correspondent:** TROUTMAN SANDERS LLPJAMES HUNT YANCEY, JR.
600 PEACHTREE STREET, SUITE 5200
ATLANTA, GA 30308

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX19**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:54:09 ET

Serial Number: 78800328 Assignment Information Trademark Document Retrieval

Registration Number: 3568638

Mark

Hooters

(words only): HOOTERS

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2009-01-27

Filing Date: 2006-01-26

Transformed into a National Application: No

Registration Date: 2009-01-27

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-12-19

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. HI Limited Partnership

Composed Of:

Hooters Enterprises L.L.C., a Georgia Limited Liability Company

Address:

HI Limited Partnership
26133 U.S. Highway 19 North, Suite 100
Clearwater, FL 33763
United States
Legal Entity Type: Limited Partnership
State or Country Where Organized: Florida

GOODS AND/OR SERVICES

International Class: 030
Class Status: Active
Sauces
Basis: 1(a)
First Use Date: 1983-03-27
First Use in Commerce Date: 1983-03-27

ADDITIONAL INFORMATION

Prior Registration Number(s):
1557380
1787576
3043735

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-01-27 - Registered - Principal Register
2008-12-19 - Law Office Registration Review Completed
2008-12-15 - Allowed for Registration - Principal Register (SOU accepted)
2008-12-05 - Teas/Email Correspondence Entered
2008-12-05 - Communication received from applicant
2008-12-05 - Assigned To LIE
2008-11-21 - TEAS Response to Office Action Received
2008-11-21 - TEAS Extension Received

2008-09-03 - Notification Of Non-Final Action E-Mailed
2008-09-03 - NON-FINAL ACTION E-MAILED
2008-09-03 - SU - Non-Final Action - Written
2008-08-18 - Statement of use processing complete
2008-08-14 - Amendment to Use filed
2008-08-14 - TEAS Statement of Use Received
2008-08-13 - Extension 3 granted
2008-06-05 - Extension 3 filed
2008-08-12 - Extension Received With TEAS Petition
2008-08-12 - Petition To Revive-Granted
2008-08-12 - TEAS Petition To Revive Received
2008-08-06 - Abandonment Notice Mailed - No Use Statement Filed
2008-08-06 - Abandonment - No use statement filed
2008-08-04 - Case Assigned To Intent To Use Paralegal
2008-05-15 - Extension 2 granted
2007-12-05 - Extension 2 filed
2007-07-05 - Extension 1 granted
2007-06-05 - Extension 1 filed
2008-04-04 - Petition Granted - Extension Request Filed
2008-03-28 - Petition to Commissioner - Petitioner response letter received
2008-03-28 - PAPER RECEIVED
2008-03-18 - Petition to Revive - Incomplete petition letter mailed
2008-02-29 - Extension Received With TEAS Petition
2008-02-29 - TEAS Petition To Revive Received
2008-02-14 - Attorney Revoked And/Or Appointed
2008-02-14 - TEAS Revoke/Appoint Attorney Received

2008-01-08 - Abandonment Notice Mailed - No Use Statement Filed
2007-12-06 - Abandonment - No use statement filed
2006-12-05 - Noa Mailed - SOU Required From Applicant
2006-09-12 - Published for opposition
2006-08-25 - Attorney Revoked And/Or Appointed
2006-08-25 - TEAS Revoke/Appoint Attorney Received
2006-08-23 - Notice of publication
2006-07-18 - Law Office Publication Review Completed
2006-07-10 - Assigned To LIE
2006-06-30 - Approved for Pub - Principal Register (Initial exam)
2006-06-30 - Examiner's Amendment Entered
2006-06-30 - Examiners amendment e-mailed
2006-06-30 - Examiners Amendment -Written
2006-06-30 - Assigned To Examiner
2006-02-01 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Gregory T. Ourada

Correspondent

Gregory T. Ourada
Hill, Kertscher & Wharton, LLP
3350 Riverwood Parkway
Suite 800
Atlanta GA 30339
Phone Number: 770-953-0995 ext 112
Fax Number: 770-953-1358

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX20

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:54:57 ET

Serial Number: 77432027 Assignment Information Trademark Document Retrieval

Registration Number: 3501784

Mark

MARGARITAVILLE

(words only): MARGARITAVILLE

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2008-09-16

Filing Date: 2008-03-26

Transformed into a National Application: No

Registration Date: 2008-09-16

Register: Principal

Law Office Assigned: LAW OFFICE 110

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-09-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Margaritaville Enterprises, LLC

Address:

Margaritaville Enterprises, LLC
256 Worth Avenue, Suite Q-R

Palm Beach, FL 33480

United States

Legal Entity Type: Limited Liability Company

State or Country Where Organized: Delaware

GOODS AND/OR SERVICES

International Class: 043

Class Status: Active

Bar services

Basis: 1(a)

First Use Date: 1987-11-00

First Use in Commerce Date: 1987-11-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

2082231

2463238

3117273

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-09-16 - Registered - Principal Register

2008-07-01 - Published for opposition

2008-06-18 - Assignment Of Ownership Not Updated Automatically

2008-06-11 - Notice of publication

2008-05-28 - Law Office Publication Review Completed

2008-05-28 - Assigned To LIE

2008-05-28 - Approved for Pub - Principal Register (Initial exam)

2008-05-27 - Assigned To Examiner

2008-03-31 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jeffrey M. Smith,

Correspondent

JEFFREY M. SMITH,
GREENBERG TRAURIG, LLP
3290 NORTHSIDE PKWY NW STE 400
ATLANTA, GA 30327-2268
Phone Number: 678-553-2100
Fax Number: 678-553-2212

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX21**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:55:39 ET

Serial Number: 77326938 Assignment Information Trademark Document Retrieval

Registration Number: (NOT AVAILABLE)

Mark

MARGARITAVILLE

(words only): MARGARITAVILLE

Standard Character claim: Yes

Current Status: A request for the first extension of time to file a statement of use has been granted.

Date of Status: 2008-12-29

Filing Date: 2007-11-12

The Notice of Allowance Date is: 2008-07-08

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 106

Attorney Assigned:
AYALA LOURDES

Current Location: 700 -Intent To Use Section

Date In Location: 2008-07-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Margaritaville Enterprises, LLC

Address:

Margaritaville Enterprises, LLC
256 Worth Avenue, Suite Q-R
Palm Beach, FL 33480
United States

Legal Entity Type: Limited Liability Company
State or Country Where Organized: Delaware

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

Salsa, tortilla chips, tortillas, pita chips, salad dressings

Basis: 1(b)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Prior Registration Number(s):

2896179

3002011

3320679

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-12-29 - Extension 1 granted

2008-12-29 - Extension 1 filed

2008-12-29 - TEAS Extension Received

2008-07-08 - Noa Mailed - SOU Required From Applicant

2008-04-15 - Published for opposition

2008-03-26 - Notice of publication

2008-03-07 - Law Office Publication Review Completed

2008-03-05 - Assigned To LIE

2008-02-11 - Approved for Pub - Principal Register (Initial exam)

2008-02-04 - Assigned To Examiner

2007-11-17 - Notice Of Pseudo Mark Mailed

2007-11-16 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jeffrey M. Smith, Esq. and Kristen L. Fancher, Esq.

Correspondent

Jeffrey M. Smith, Esq. and Kristen L. Fa

GREENBERG TRAURIG, LLP

3290 Northside Parkway, Suite 400

ATLANTA GA 30327-2268

Phone Number: 678-553-2100

Fax Number: 678-553-2212

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX22**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:55:59 ET

Serial Number: 77148802 Assignment Information Trademark Document Retrieval

Registration Number: 3384300

Mark



(words only): MRS. FIELDS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2008-02-19

Filing Date: 2007-04-04

Transformed into a National Application: No

Registration Date: 2008-02-19

Register: Principal

Law Office Assigned: LAW OFFICE 104

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-02-19

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. The Mrs. Fields' Brand, Inc.

Address:

The Mrs. Fields' Brand, Inc.
2855 E. Cottonwood Parkway, Suite 400

Salt Lake, UT 84121

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

Phone Number: 801-736-5711

Fax Number: 801-736-5644

GOODS AND/OR SERVICES

International Class: 043

Class Status: Active

Restaurant services

Basis: 1(a)

First Use Date: 2006-09-30

First Use in Commerce Date: 2006-09-30

ADDITIONAL INFORMATION

Color(s) Claimed: The color(s) red and white is/are claimed as a feature of the mark.

Description of Mark: The mark consists of the words Mrs. Fields in white and the square background in red.

Name Portrait Consent: The name MRS. FIELDS identifies a living individual whose consent is of record.

Design Search Code(s):

26.11.21 - Rectangles that are completely or partially shaded

26.17.13 - Letters or words underlined and/or overlined by one or more strokes or lines; Overlined words or letters; Underlined words or letters

Prior Registration Number(s):

1241619

1256315

1299149

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-02-19 - Registered - Principal Register

2007-12-04 - Published for opposition

2007-11-14 - Notice of publication

2007-10-26 - Law Office Publication Review Completed

2007-10-26 - Assigned To LIE

2007-09-25 - Approved for Pub - Principal Register (Initial exam)

2007-09-24 - Teas/Email Correspondence Entered

2007-09-24 - Communication received from applicant

2007-09-24 - TEAS Response to Office Action Received

2007-07-18 - Notification Of Priority Action E-Mailed

2007-07-18 - Priority Action E-Mailed

2007-07-18 - Priority Action Written

2007-07-16 - Assigned To Examiner

2007-04-10 - Notice Of Design Search Code Mailed

2007-04-09 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Michael Ward

Correspondent

MICHAEL WARD
THE MRS. FIELDS' BRAND, INC.
2855 E COTTONWOOD PKWY STE 400
SALT LAKE CITY, UT 84121-7050
Phone Number: 801-736-5710
Fax Number: 801-736-5644

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX23**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:56:18 ET

Serial Number: 73530088 Assignment Information Trademark Document Retrieval

Registration Number: 1983184

Mark

A stylized, handwritten-style logo for "Mrs. Fields". The text "Mrs. Fields" is written in a cursive, script font. A thick, dark, diagonal line is drawn across the text, starting from the bottom left and extending towards the top right, passing behind the letters.

(words only): MRS. FIELDS

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2006-09-22

Filing Date: 1985-04-01

Transformed into a National Application: No

Registration Date: 1996-07-02

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2006-09-22

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MRS. FIELDS' BRAND, INC., THE

Address:

MRS. FIELDS' BRAND, INC., THE
2855 E. COTTONWOOD PARKWAY SUITE 400

SALT LAKE CITY, UT 84121

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

BAKERY GOODS, NAMELY COOKIES AND BROWNIES

Basis: 1(a)

First Use Date: 1981-11-15

First Use in Commerce Date: 1981-11-15

ADDITIONAL INFORMATION

Section 2(f)

Design Search Code(s):

26.17.13 - Letters or words underlined and/or overlined by one or more strokes or lines; Overlined words or letters; Underlined words or letters

Prior Registration Number(s):

1197025

1206373

1206555

1206556

1207441

1212618

1241619

1256315

1299149

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-09-22 - First renewal 10 year

2006-09-22 - Section 8 (10-year) accepted/ Section 9 granted

2006-09-13 - Assigned To Paralegal

2006-06-23 - Combined Section 8 (10-year)/Section 9 filed
2006-06-23 - TEAS Section 8 & 9 Received
2005-03-15 - Attorney Revoked And/Or Appointed
2005-03-15 - TEAS Revoke/Appoint Attorney Received
2002-11-18 - TEAS Change Of Correspondence Received
2002-08-09 - Section 8 (6-year) accepted & Section 15 acknowledged
2002-06-20 - Section 8 (6-year) and Section 15 Filed
1996-07-02 - Registered - Principal Register
1996-05-11 - Opposition terminated for Proceeding
1992-09-21 - Opposition dismissed for Proceeding
1988-05-09 - Opposition instituted for Proceeding
1988-03-30 - Registration canceled - Restored to pendency
1987-09-08 - Registered - Principal Register
1987-03-31 - Published for opposition
1987-02-28 - Notice of publication
1987-02-03 - Approved for Pub - Principal Register (Initial exam)
1987-02-03 - Assigned To Examiner
1986-05-28 - Non-final action mailed
1986-05-20 - Allowance/count withdrawn
1986-05-07 - Assigned To Examiner
1986-03-14 - Communication received from applicant
1985-09-26 - Final refusal mailed
1985-08-09 - Communication received from applicant
1985-07-26 - Non-final action mailed
1985-05-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

MICHAEL WARD

Correspondent

MRS. FIELDS' BRAND, INC., THE

ATTN; MICHAEL WARD

SUITE 400

2855 E. COTTONWOOD PARKWAY

SALT LAKE CITY, UT 84121-

Phone Number: 801-736-5711

Fax Number: 801-736-5644

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX24

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:56:39 ET

Serial Number: 74567517 Assignment Information Trademark Document Retrieval

Registration Number: 1926088

Mark (words only): NATHAN'S FAMOUS

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2005-12-03

Filing Date: 1994-08-30

Transformed into a National Application: No

Registration Date: 1995-10-10

Register: Principal

Law Office Assigned: LAW OFFICE 105

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-06-21

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Nathan's Famous Systems, Inc.

Address:

Nathan's Famous Systems, Inc.
1400 Old Country Road Suite 400
Westbury, NY 11590
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 042

Class Status: Active

restaurant and carryout food services

Basis: 1(a)

First Use Date: 1916-01-01

First Use in Commerce Date: 1916-01-01

ADDITIONAL INFORMATION

Section 2(f)

Prior Registration Number(s):

1529044

1541007

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-06-21 - Case File In TCRS

2007-02-06 - Attorney Revoked And/Or Appointed

2007-02-06 - TEAS Revoke/Appoint Attorney Received

2005-12-03 - First renewal 10 year

2005-12-03 - Section 8 (10-year) accepted/ Section 9 granted

2005-11-28 - Assigned To Paralegal

2005-09-13 - Combined Section 8 (10-year)/Section 9 filed

2005-09-13 - TEAS Section 8 & 9 Received

2001-05-24 - Section 8 (6-year) accepted & Section 15 acknowledged

2001-03-02 - Section 8 (6-year) and Section 15 Filed

1995-10-10 - Registered - Principal Register

1995-07-18 - Published for opposition

1995-06-16 - Notice of publication

1995-03-23 - Approved for Pub - Principal Register (Initial exam)

1995-03-17 - Examiner's amendment mailed
1995-03-15 - Previous allowance count withdrawn
1995-03-13 - Approved for Pub - Principal Register (Initial exam)
1995-03-07 - Communication received from applicant
1995-03-01 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Keith W. Medansky

Correspondent

Keith W. Medansky

DLA Piper US LLP

P.O. Box 64807

Chicago IL 60664-0807

Phone Number: 312/368-4000

Fax Number: 312/237-7516

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX25**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-11 19:45:53 ET

Serial Number: 73086231 Assignment Information Trademark Document Retrieval

Registration Number: 1058629

Mark



(words only): SINCE 1916 NATHAN'S FAMOUS

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2007-03-29

Filing Date: 1976-05-06

Transformed into a National Application: No

Registration Date: 1977-02-08

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-11-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. NATHAN'S FAMOUS SYSTEMS, INC.

Address:

NATHAN'S FAMOUS SYSTEMS, INC.
1400 OLD COUNTRY ROAD, SUITE 400

WESTBURY, NY 11590

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

BEEF FRANKFURTERS

Basis: 1(a)

First Use Date: 1976-04-29

First Use in Commerce Date: 1976-04-29

Used Anywhere in Another Form: JAN. 1, 1916 IN A DIFFERENT FORM.

Used in Commerce in Another Form: JAN. 1, 1916 IN A DIFFERENT FORM.

ADDITIONAL INFORMATION

Disclaimer: THE DESIGNATION "SINCE 1916" IS DISCLAIMED APART FROM THE MARK AS SHOWN.

Prior Registration Number(s):

542188

1002952

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-11-07 - Case File In TIGRS

2007-03-29 - Second renewal 10 year

2007-03-29 - Section 8 (10-year) accepted/ Section 9 granted

2007-03-20 - Assigned To Paralegal

2007-02-06 - Attorney Revoked And/Or Appointed

2007-02-06 - TEAS Revoke/Appoint Attorney Received

2007-01-25 - TEAS Section 8 & 9 Received

1997-03-31 - First renewal 10 year

1997-02-04 - Section 9 filed/check record for Section 8

1982-05-10 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Keith W. Medansky

Correspondent

KEITH W. MEDANSKY

DLA PIPER US LLP

P.O. BOX 64807

CHICAGO, IL 60664-0807

Phone Number: 312/368-4000

Fax Number: 312/237-7516

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX26**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:57:11 ET

Serial Number: 73540952 Assignment Information Trademark Document Retrieval

Registration Number: 1444549

Mark (words only): STARBUCKS

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2007-07-21

Filing Date: 1985-06-03

Transformed into a National Application: No

Registration Date: 1987-06-23

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2007-07-21

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. STARBUCKS U.S. BRANDS, LLC

Address:

STARBUCKS U.S. BRANDS, LLC
2525 STARBUCKS WAY
MINDEN, NV 89423
United States

Legal Entity Type: Limited Partnership

State or Country Where Organized: Nevada

GOODS AND/OR SERVICES

International Class: 042

Class Status: Active

RETAIL STORE SERVICES AND DISTRIBUTORSHIP SERVICES FOR COFFEE, TEA AND SPICES; COFFEE CAFE SERVICES

Basis: 1(a)

First Use Date: 1971-03-29

First Use in Commerce Date: 1971-03-29

ADDITIONAL INFORMATION

Section 2(f)

Prior Registration Number(s):

1098925

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-07-21 - First renewal 10 year

2007-07-21 - Section 8 (10-year) accepted/ Section 9 granted

2007-07-16 - Assigned To Paralegal

2007-06-18 - Combined Section 8 (10-year)/Section 9 filed

2007-06-18 - TEAS Section 8 & 9 Received

2006-11-29 - Assignment Of Ownership Not Updated Automatically

2006-10-25 - Case File In TICSRS

1992-09-28 - Section 8 (6-year) accepted & Section 15 acknowledged

1992-06-25 - Section 8 (6-year) and Section 15 Filed

1987-06-23 - Registered - Principal Register

1987-03-31 - Published for opposition

1987-02-28 - Notice of publication

1986-12-22 - Approved for Pub - Principal Register (Initial exam)

1986-06-25 - Final refusal mailed

1986-05-02 - Communication received from applicant

1985-11-15 - Non-final action mailed

1985-11-07 - Assigned To Examiner

1985-11-07 - Assigned To Examiner

1985-11-07 - Allowance/count withdrawn

1985-09-27 - Communication received from applicant

1985-08-12 - Non-final action mailed

1985-08-08 - Assigned To Examiner

1985-08-06 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Julia Anne Matheson

Correspondent

Julia Anne Matheson

Finnegan, Henderson, Farabow, Garrett an

901 New York Avenue, N.W.

Washington DC 20001

Phone Number: 202.408.4020

Fax Number: 202.408.4400

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX27

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:57:32 ET

Serial Number: 73540953 Assignment Information Trademark Document Retrieval

Registration Number: 1452359

Mark (words only): STARBUCKS

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2007-10-09

Filing Date: 1985-06-03

Transformed into a National Application: No

Registration Date: 1987-08-11

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2007-10-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. STARBUCKS U.S. BRANDS, LLC

Address:

STARBUCKS U.S. BRANDS, LLC
2525 STARBUCKS WAY
MINDEN, NV 89423
United States

Legal Entity Type: Limited Partnership

State or Country Where Organized: Nevada

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

COFFEE, TEA, SPICES, HERB TEA, CHOCOLATE AND COCOA

Basis: 1(a)

First Use Date: 1971-03-29

First Use in Commerce Date: 1971-03-29

ADDITIONAL INFORMATION

Prior Registration Number(s):

1098925

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-10-09 - First renewal 10 year

2007-10-09 - Section 8 (10-year) accepted/ Section 9 granted

2007-08-23 - Assigned To Paralegal

2007-08-01 - Combined Section 8 (10-year)/Section 9 filed

2007-08-01 - TEAS Section 8 & 9 Received

2007-03-27 - Case File In TICRS

2006-11-29 - Assignment Of Ownership Not Updated Automatically

2006-08-29 - Review Of Correspondence Complete

2003-07-14 - PAPER RECEIVED

2003-01-06 - PAPER RECEIVED

1993-04-05 - Section 8 (6-year) accepted & Section 15 acknowledged

1993-03-01 - Response received for Post Registration action

1992-12-22 - Post Registration action mailed Section 8 & 15

1992-09-10 - Section 8 (6-year) and Section 15 Filed

1987-08-11 - Registered - Principal Register

1987-05-19 - Published for opposition

1987-04-17 - Notice of publication

1987-03-02 - Approved for Pub - Principal Register (Initial exam)

1987-10-14 - Communication received from applicant

1986-06-25 - Non-final action mailed

1986-05-02 - Communication received from applicant

1985-12-30 - Non-final action mailed

1985-11-18 - Communication received from applicant

1985-08-07 - Non-final action mailed

1985-07-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Julia Anne Matheson

Correspondent

JULIA ANNE MATHESON

FINNEGAN, HENDERSON, FARABOW, ET AL

901 NEW YORK AVENUE, N.W.

WASHINGTON, DC 20001

Phone Number: 202.408.4020

Fax Number: 202.408.4400

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX28

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:57:47 ET

Serial Number: 74595903 Assignment Information Trademark Document Retrieval

Registration Number: 1924335

Mark (words only): TACO BELL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2004-12-03

Filing Date: 1994-11-07

Transformed into a National Application: No

Registration Date: 1995-10-03

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2009-02-24

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Taco Bell Corp.

Address:

Taco Bell Corp.
17901 Von Karman
Irvine, CA 92714
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 042

Class Status: Active

restaurant services and carryout food services

Basis: 1(a)

First Use Date: 1965-10-00

First Use in Commerce Date: 1965-10-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

1322739

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-02-24 - Case File In TICSRS

2004-12-03 - First renewal 10 year

2004-12-03 - Section 8 (10-year) accepted/ Section 9 granted

2004-10-05 - Combined Section 8 (10-year)/Section 9 filed

2004-10-05 - TEAS Section 8 & 9 Received

2001-05-30 - Section 8 (6-year) accepted & Section 15 acknowledged

2001-03-14 - Section 8 (6-year) and Section 15 Filed

2001-03-14 - Section 8 (6-year) and Section 15 Filed

1995-10-03 - Registered - Principal Register

1995-07-11 - Published for opposition

1995-06-09 - Notice of publication

1995-04-11 - Approved for Pub - Principal Register (Initial exam)

1995-04-07 - Assigned To Examiner

1995-03-27 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Larisa M. Colton

Correspondent

LARISA M. COLTON

YUM! BRANDS, INC./TACO BELL CORP.

14841 DALLAS PKWY FL 3

DALLAS, TX 75254-7552

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX29

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:58:07 ET

Serial Number: 74383935 Assignment Information Trademark Document Retrieval

Registration Number: 1874786

Mark (words only): TACO BELL

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2004-04-16

Filing Date: 1993-04-29

Transformed into a National Application: No

Registration Date: 1995-01-17

Register: Principal

Law Office Assigned: LAW OFFICE 14

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-06-28

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Taco Bell Corp.

Address:

Taco Bell Corp.
17901 Von Karman Avenue
Irvine, CA 92614
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

taco seasoning mix, taco shells, taco dinner kit (consisting of taco shells, taco sauce and seasoning mix), tortilla chips, picante sauce and salsa

Basis: 1(a)

First Use Date: 1993-04-00

First Use in Commerce Date: 1993-04-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

899405

978582

1322737

1322738

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-06-28 - Case File In TICSRS

2004-04-16 - First renewal 10 year

2004-04-16 - Section 8 (10-year) accepted/ Section 9 granted

2004-03-03 - Combined Section 8 (10-year)/Section 9 filed

2004-03-03 - TEAS Section 8 & 9 Received

2001-03-26 - Section 8 (6-year) accepted & Section 15 acknowledged

2000-12-06 - Section 8 (6-year) and Section 15 Filed

1995-01-17 - Registered - Principal Register

1994-09-19 - Allowed for Registration - Principal Register (SOU accepted)

1994-08-31 - Assigned To Examiner

1994-08-24 - Statement of use processing complete

1994-07-27 - Amendment to Use filed

1994-02-22 - Noa Mailed - SOU Required From Applicant

1993-11-30 - Published for opposition

1993-10-29 - Notice of publication

1993-09-01 - Approved for Pub - Principal Register (Initial exam)

1993-08-25 - Assigned To Examiner

1993-08-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

ROBERT W. MILLEN

Correspondent

RENEE A. LEVEY

TRICON GLOBAL RESTAURANTS, INC.

C/O PIZZA HUT, INC.

14841 DALLAS PARKWAY 3RD FL

DALLAS TX 75240

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX30**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:58:23 ET

Serial Number: 72371156 Assignment Information Trademark Document Retrieval

Registration Number: 925656

Mark (words only): T.G.I. FRIDAY'S

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2002-02-19

Filing Date: 1970-09-21

Transformed into a National Application: No

Registration Date: 1971-12-14

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov.

Current Location: 40S -Scanning On Demand

Date In Location: 2008-09-11

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. TGI FRIDAY'S OF MINNESOTA, INC.

Address:

TGI FRIDAY'S OF MINNESOTA, INC.

4201 MARSH LANE

CARROLLTON, TX 75007

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Minnesota

GOODS AND/OR SERVICES

U.S. Class: 100 (International Class 042)

Class Status: Active

RESTAURANT AND LIQUOR BAR SERVICES**Basis:** 1(a)**First Use Date:** 1965-03-15**First Use in Commerce Date:** 1970-05-30

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-02-17 - TEAS Change Of Correspondence Received

2008-09-11 - Case File In TICRS

2006-05-11 - Applicant/Correspondence Changes (Non-Responsive) Entered

2006-05-11 - TEAS Change Of Owner Address Received

2004-02-27 - PAPER RECEIVED

2004-02-17 - PAPER RECEIVED

2002-02-19 - Second renewal 10 year

2002-02-19 - Section 8 (10-year) accepted/ Section 9 granted

2001-12-18 - Combined Section 8 (10-year)/Section 9 filed

1991-08-14 - First renewal 10 year

1991-06-14 - Section 9 filed/check record for Section 8

1978-08-07 - Section 8 (6-year) accepted

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

SHANNON T VALE

Correspondent

Shannon T. Vale
Pirkey Barber LLP
600 Congress Ave., Suite 2120
Austin TX 78701
Phone Number: 512.322.5200
Fax Number: 512.322.5201

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX31**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:58:44 ET

Serial Number: 75417744 Assignment Information Trademark Document Retrieval

Registration Number: 2476076

Mark (words only): T.G.I. FRIDAY'S

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2007-09-13

Filing Date: 1998-01-14

Transformed into a National Application: No

Registration Date: 2001-08-07

Register: Principal

Law Office Assigned: LAW OFFICE 110

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2007-09-13

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. TGI Friday's of Minnesota, Inc.

Address:

TGI Friday's of Minnesota, Inc.
4201 MARSH LANE
CARROLLTON, TX 75007
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Minnesota

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

Fresh and frozen appetizers consisting primarily of pasta, dumplings or tortillas containing cheese, vegetables, meat and/or other fillings; sauces, excluding cranberry sauce and applesauce; ice cream; seasonings, seasoning mixes, spices and marinades

Basis: 1(a)

First Use Date: 2000-07-00

First Use in Commerce Date: 2000-07-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

977903

1760170

2129175

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-02-17 - TEAS Change Of Correspondence Received

2007-09-13 - Section 8 (6-year) accepted & Section 15 acknowledged

2007-08-27 - Assigned To Paralegal

2007-08-06 - Section 8 (6-year) and Section 15 Filed

2007-08-06 - TEAS Section 8 & 15 Received

2007-02-15 - Case File In TICRS

2006-05-11 - Applicant/Correspondence Changes (Non-Responsive) Entered

2006-05-11 - TEAS Change Of Owner Address Received

2004-02-27 - PAPER RECEIVED

2004-02-17 - PAPER RECEIVED

2001-08-07 - Registered - Principal Register

2001-04-17 - Allowed for Registration - Principal Register (SOU accepted)

2000-10-28 - Statement of use processing complete

2000-09-08 - Amendment to Use filed
2000-05-09 - Extension 2 granted
2000-03-14 - Extension 2 filed
1999-09-08 - Extension 1 granted
1999-09-08 - Extension 1 filed
1999-03-16 - Noa Mailed - SOU Required From Applicant
1998-12-22 - Published for opposition
1998-11-20 - Notice of publication
1998-10-01 - Approved for Pub - Principal Register (Initial exam)
1998-08-11 - Communication received from applicant
1998-06-08 - Non-final action mailed
1998-06-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
SHANNON T VALE

Correspondent
SHANNON T VALE
Pirkey Barber LLP
600 Congress Ave., Suite 2120
Austin TX 78701
Phone Number: 512.322.5200
Fax Number: 512.322.5201

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX32**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:59:00 ET

Serial Number: 76540981 Assignment Information Trademark Document Retrieval

Registration Number: 2909902

Mark



(words only): WHITE CASTLE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-12-14

Filing Date: 2003-08-29

Transformed into a National Application: No

Registration Date: 2004-12-14

Register: Principal

Law Office Assigned: LAW OFFICE 108

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2004-12-14

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. White Castle Management Co.

Address:

White Castle Management Co.
555 W. Goodale St.

Columbus, OH 43215

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

Phone Number: (614) 559-2662

Fax Number: (614) 461-4033

GOODS AND/OR SERVICES

International Class: 043

Class Status: Active

restaurant services

Basis: 1(a)

First Use Date: 2003-06-23

First Use in Commerce Date: 2003-06-23

ADDITIONAL INFORMATION

Design Search Code(s):

07.01.01 - Castles; Forts; Palaces

07.13.03 - Advertising, signs, mounted or with posts or standards; Street signs (mounted on posts)

26.09.02 - Plain single line squares; Squares, plain single line

26.09.20 - Squares inside one another

26.09.21 - Squares that are completely or partially shaded

26.09.25 - Squares with curved sides

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2004-12-14 - Registered - Principal Register

2004-09-21 - Published for opposition

2004-09-01 - Notice of publication

2004-07-07 - Approved for Pub - Principal Register (Initial exam)

2004-06-14 - Amendment From Applicant Entered

2004-06-14 - Communication received from applicant

2004-06-14 - PAPER RECEIVED

2004-02-26 - Non-final action e-mailed

2004-02-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

WHITE CASTLE MANAGEMENT CO.

555 W. GOODALE ST.

COLUMBUS OH 43215

Phone Number: (614) 559-2662

Fax Number: (614) 461-4033

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX33

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:59:24 ET

Serial Number: 76511663 Assignment Information Trademark Document Retrieval

Registration Number: 2942681

Mark



(words only): WHITE CASTLE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-04-19

Filing Date: 2003-05-05

Transformed into a National Application: No

Registration Date: 2005-04-19

Register: Principal

Law Office Assigned: LAW OFFICE 108

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-03-10

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. White Castle Management Co.

Address:

White Castle Management Co.
555 W. Goodale St.

Columbus, OH 43215
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware
Phone Number: 614-559-2662
Fax Number: 614-461-4033

GOODS AND/OR SERVICES

International Class: 029
Class Status: Active
prepared french fried potatoes and onion rings
Basis: 1(a)
First Use Date: 2004-08-00
First Use in Commerce Date: 2004-08-00

International Class: 030
Class Status: Active
hamburger sandwiches; and bakery products, namely, pies, buns and cakes; and coffee
Basis: 1(a)
First Use Date: 2004-08-00
First Use in Commerce Date: 2004-08-00

ADDITIONAL INFORMATION

Description of Mark: The mark consists of Words & Design.

Design Search Code(s):
07.01.01 - Castles; Forts; Palaces

Prior Registration Number(s):
501821
1808813
1882382
1891273

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2005-04-19 - Registered - Principal Register

2005-01-15 - Law Office Registration Review Completed

2004-12-01 - Assigned To LIE

2004-11-19 - Allowed for Registration - Principal Register (SOU accepted)

2004-11-19 - Statement of use processing complete

2004-11-02 - Amendment to Use filed

2004-11-02 - PAPER RECEIVED

2004-07-27 - Noa Mailed - SOU Required From Applicant

2004-05-04 - Published for opposition

2004-04-14 - Notice of publication

2004-02-06 - Approved for Pub - Principal Register (Initial exam)

2003-12-22 - Communication received from applicant

2003-12-22 - PAPER RECEIVED

2003-09-30 - Non-final action e-mailed

2003-09-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

PATTI A. LAMBERT
WHITE CASTLE MANAGEMENT CO
555 W GOODALE ST
COLUMBUS OH 43215-1104
Phone Number: 614-559-2662
Fax Number: 614-461-4033

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX34**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 18:59:48 ET

Serial Number: 74533352 Assignment Information Trademark Document Retrieval

Registration Number: 1901065

Mark (words only): WOLFGANG PUCK

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2005-04-13

Filing Date: 1994-06-06

Transformed into a National Application: No

Registration Date: 1995-06-20

Register: Principal

Law Office Assigned: LAW OFFICE 10

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2005-04-13

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. WOLFGANG, PUCK

Address:

WOLFGANG, PUCK
11620 WILSHIRE BLVD, STE 1000
LOS ANGELES, CA 90025
United States

Legal Entity Type: Individual

Country of Citizenship: Austria

GOODS AND/OR SERVICES

International Class: 042

Class Status: Active

restaurant services

Basis: 1(a)

First Use Date: 1991-06-01

First Use in Commerce Date: 1991-06-01

ADDITIONAL INFORMATION

Name Portrait Consent: The name shown in the mark is of a living individual, whose consent to applicant's use and registration of his name as said mark is submitted herewith.

Prior Registration Number(s):

1593275

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-06-19 - Notice Of Suit

2008-05-22 - Notice Of Suit

2006-10-19 - Review Of Correspondence Complete

2005-04-13 - First renewal 10 year

2005-04-13 - Section 8 (10-year) accepted/ Section 9 granted

2005-04-13 - Assigned To Paralegal

2005-02-28 - Combined Section 8 (10-year)/Section 9 filed

2005-02-28 - PAPER RECEIVED

2005-02-23 - TEAS Change Of Correspondence Received

2001-07-30 - Section 8 (6-year) accepted & Section 15 acknowledged

2001-06-06 - Section 8 (6-year) and Section 15 Filed

1995-06-20 - Registered - Principal Register

1995-03-28 - Published for opposition

1995-02-24 - Notice of publication

1994-10-31 - Approved for Pub - Principal Register (Initial exam)

1994-10-07 - Assigned To Examiner

1994-10-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JOSH S RIDOUT

Correspondent

Joan Kupersmith Larkin

Seyfarth Shaw LLP

Suite 3300

2029 Century Park East

Los Angeles CA 90067

Phone Number: 310-201-5240

Fax Number: 310-201-5219

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX35**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 19:00:04 ET

Serial Number: 73821608 Assignment Information Trademark Document Retrieval

Registration Number: 1593275

Mark (words only): WOLFGANG PUCK

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2000-12-15

Filing Date: 1989-08-25

Transformed into a National Application: No

Registration Date: 1990-04-24

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-12-29

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. WOLFGANG PUCK

Address:

WOLFGANG PUCK
11620 WHILSHIRE BLVD. SUITE 1000
LOS ANGELES, CA 90025
United States

Legal Entity Type: Individual

Country of Citizenship: Austria

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

PACKAGED AND FROZEN PREPARED FOOD, NAMELY, PIZZA AND

Basis: 1(a)

First Use Date: 1986-09-09

First Use in Commerce Date: 1986-09-29

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-05-01 - PAPER RECEIVED

2008-12-29 - Case File In TIGRS

2006-10-19 - Review Of Correspondence Complete

2005-02-23 - TEAS Change Of Correspondence Received

2000-12-15 - First renewal 10 year

2000-12-15 - Section 8 (10-year) accepted/ Section 9 granted

2000-04-24 - Combined Section 8 (10-year)/Section 9 filed

1996-07-25 - Section 8 (6-year) accepted & Section 15 acknowledged

1996-04-22 - Section 8 (6-year) and Section 15 Filed

1990-04-24 - Registered - Principal Register

1990-01-30 - Published for opposition

1989-12-30 - Notice of publication

1989-11-20 - Approved for Pub - Principal Register (Initial exam)

1989-11-07 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JOSH S. RIDOUT

Correspondent

Joan Kupersmith Larkin

Seyfarth Shaw LLP

Suite 3300

2029 Century Park East

Los Angeles CA 90067

Phone Number: 310-201-5240

Fax Number: 310-201-5219

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX36

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 19:00:22 ET

Serial Number: 74514290 Assignment Information Trademark Document Retrieval

Registration Number: 2565443

Mark (words only): WOLFGANG PUCK

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2008-05-19

Filing Date: 1994-04-19

Transformed into a National Application: No

Registration Date: 2002-04-30

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2008-05-19

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. PUCK, WOLFGANG

Address:

PUCK, WOLFGANG
100 NORTH CRESCENT DRIVE STE. 100
BEVERLY HILLS, CA 90210
United States

Legal Entity Type: Individual

Country of Citizenship: United States

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

fruit, garden, and vegetable salads

Basis: 1(a)

First Use Date: 1995-07-17

First Use in Commerce Date: 1995-07-17

International Class: 030

Class Status: Active

packaged and prepared foods, namely, bread, pasta, pasta sauces and macaroni, pasta and rice salads, and salad dressings

Basis: 1(a)

First Use Date: 1995-07-17

First Use in Commerce Date: 1995-07-17

ADDITIONAL INFORMATION

Prior Registration Number(s):

1593275

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-06-19 - Notice Of Suit

2008-05-22 - Notice Of Suit

2008-05-19 - Section 8 (6-year) accepted & Section 15 acknowledged

2008-04-10 - Assigned To Paralegal

2008-03-31 - Section 8 (6-year) and Section 15 Filed

2008-03-31 - PAPER RECEIVED

2007-08-21 - Case File In TICSRS

2006-10-19 - Review Of Correspondence Complete

2005-02-23 - TEAS Change Of Correspondence Received

2002-04-30 - Registered - Principal Register

2002-01-18 - Allowed for Registration - Principal Register (SOU accepted)

2002-01-16 - Statement of use processing complete

2001-06-06 - Amendment to Use filed

2001-02-06 - Noa Mailed - SOU Required From Applicant

1997-07-29 - Published for opposition

1997-06-27 - Notice of publication

1996-08-05 - Approved for Pub - Principal Register (Initial exam)

1996-08-05 - Examiner's amendment mailed

1995-01-31 - Letter of suspension mailed

1994-11-02 - Communication received from applicant

1994-09-30 - Non-final action mailed

1994-09-27 - Assigned To Examiner

1994-09-13 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JOAN KUPERSMITH LARKIN

Correspondent

JOAN KUPERSMITH LARKIN
SEYFARTH SHAW LLP
2029 CENTURY PARK E STE 3300
ONE CENTURY PLAZA
LOS ANGELES, CA 90067
Phone Number: 310-201-5240
Fax Number: 310-201-5219

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX37

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 19:00:42 ET

Serial Number: 76632223 Assignment Information Trademark Document Retrieval

Registration Number: 3010443

Mark

WOLFGANG PUCK

(words only): WOLFGANG PUCK

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2005-11-01

Filing Date: 2005-02-28

Transformed into a National Application: No

Registration Date: 2005-11-01

Register: Principal

Law Office Assigned: LAW OFFICE 104

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-11-01

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Puck, Wolfgang

Address:

Puck, Wolfgang
100 N. Crescent Drive, Suite 100

Beverly Hills, CA 90210

United States

Legal Entity Type: Individual

Country of Citizenship: United States

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

SOUPS; GARDEN SALADS; CHICKEN SALADS; AND VEGETABLE SALADS

Basis: 1(a)

First Use Date: 1998-09-00

First Use in Commerce Date: 1998-09-00

ADDITIONAL INFORMATION

Name Portrait Consent: The name WOLFGANG PUCK identifies a living individual whose consent is made of record.

Prior Registration Number(s):

1593275

2565443

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-06-19 - Notice Of Suit

2008-05-22 - Notice Of Suit

2005-11-01 - Registered - Principal Register

2005-08-09 - Published for opposition

2005-07-20 - Notice of publication

2005-04-19 - Law Office Publication Review Completed

2005-04-15 - Assigned To LIE

2005-04-13 - Approved for Pub - Principal Register (Initial exam)

2005-04-13 - Assigned To Examiner

2005-03-15 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Joan Kupersmith Larkin

Correspondent

JOAN KUPERSMITH LARKIN

SEYFARTH SHAW LLP

ONE CENTURY PLAZA

2029 CENTURY PARK EAST, SUITE 3300

LOS ANGELES, CALIFORNIA 90067

Phone Number: (310) 201-5240

Fax Number: 310-201-5219

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX38



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Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Tue May 12 04:04:06 EDT 2009

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100 Records(s) found (This page: 1 ~ 100)

Refine Search (043)[ic] and (032)[ic] and (live)[ld] and (res)

Current Search: (043)[ic] and (032)[ic] and (live)[ld] and (restaurant or S2: catering or snack or bar or cafe)[gs] and (1a)[cb] not (beer)[gs]
 docs: 100
occ: 653

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
1	78543901	3100296	BANANAS	TARR	LIVE
2	78717871		BOYDS	TARR	LIVE
3	78945764		COCINA MAYA	TARR	LIVE
4	78862690	3478171	EL FAMOUS BURRITO	TARR	LIVE
5	78979953	3433399	TOMAYDÓ TOMAHHDÓ	TARR	LIVE
6	78862765	3446819		TARR	LIVE
7	78771243			TARR	LIVE
8	78804547	3327216		TARR	LIVE
9	78804517	3327214	AUNTIE ANNE'S	TARR	LIVE
10	78804441	3327212	AUNTIE ANNE'S PRETZEL PERFECT	TARR	LIVE
11	78980037	3428843	THE SMOOTHIE PIT	TARR	LIVE
12	78745901	3422867	BOOSTER JUICE	TARR	LIVE
13	78647536	3386348	RED ROBIN AMERICA'S GOURMET BURGERS & SPIRITS	TARR	LIVE
14	78774857	3243072	BERIYO	TARR	LIVE
15	78731251	3257813	ÁNIMO JUICE	TARR	LIVE
16	78711186	3231465	MY DRINK MY STYLE	TARR	LIVE
17	78643201	3357255		TARR	LIVE
18	78628351	3274286	MAUI WOWI	TARR	LIVE
19	78613191	3167645	SOUTHAMPTON PUBLIC HOUSE	TARR	LIVE
20	78613184	3167644	SOUTHAMPTON PUBLIC HOUSE N Y	TARR	LIVE
21	78583321	3060428	WILD OATS	TARR	LIVE

22	78570722	3191182	"WE SQUEEZE YOU ENJOY"	TARR	LIVE
23	78570620	3230950	YOVANA	TARR	LIVE
24	78551349	3155097	HARPOON	TARR	LIVE
25	78543754	3269294	HUI LAU SHAN HEALTHY DESSERT	TARR	LIVE
26	78423563	2930985	LIQUID PLANET	TARR	LIVE
27	78422949	2929039	LIQUID PLANET	TARR	LIVE
28	78448723	3437592	PRONGHORN	TARR	LIVE
29	78448711	3437591	PRONGHORN	TARR	LIVE
30	78259101	2881580	COOL DADDY'S DAIQUIRIS	TARR	LIVE
31	78448144	3410318	JAVA JOHNNY'S MIDTOWNE CAFE	TARR	LIVE
32	78477137	3013320	SUBWAY	TARR	LIVE
33	78421883	3139964	BERRY BOX	TARR	LIVE
34	78400548	3150464	MAUI WOWI	TARR	LIVE
35	78400544	3150463	MAUI WOWI	TARR	LIVE
36	78259105	2893312		TARR	LIVE
37	78155885	2766831	A & W	TARR	LIVE
38	78109138	2693444	CAKE-O	TARR	LIVE
39	77726940		RALPH'S FAMOUS ITALIAN ICES	TARR	LIVE
40	77602289			TARR	LIVE
41	77526293		LOWES FOODS	TARR	LIVE
42	77280791	3616824	NUVIBE JUICE & JAVA	TARR	LIVE
43	77280818		NUVIBE	TARR	LIVE
44	77084773	3338387	B 31 R	TARR	LIVE
45	77028214	3612863	YESH	TARR	LIVE
46	77584448		APOTHEKE	TARR	LIVE
47	77621738		SANT AMBROEUS	TARR	LIVE
48	77662258		RAVI KABOB HOUSE	TARR	LIVE
49	77412363		BRIOCHE DOREE	TARR	LIVE
50	77130935	3576853	ST-MARC CAFÉ FRESH BAKED PASTRY ORGANIC COFFEE	TARR	LIVE
51	77092419	3425256	T SALON EST. 1992	TARR	LIVE
52	77412239	3467784	LIBORIO MARKETS EST. 1966	TARR	LIVE
53	77409060	3467783	LIBORIO MARKETS	TARR	LIVE
54	77309013	3563170	DRUNKEN DM MONKEY	TARR	LIVE
55	77174485		MOXIE JAVA	TARR	LIVE
56	77374512	3559961		TARR	LIVE
57	77130811	3558199	CHOCO CRO COFFEE FRESH BAKED PASTRY ST-MARC CAFÉ	TARR	LIVE
58	77335302		THE SMOOTHIE PIT GETTIN' FRESH GETTIN' SMOOTH	TARR	LIVE
59	77307964		DRUNKEN MONKEY	TARR	LIVE
60	77393335	3523663	DOÑA AZUCENA	TARR	LIVE
61	77308747		DRUNKEN MONKEY	TARR	LIVE
62	77283994	3461027		TARR	LIVE
63	77058650	3485577	IN RING	TARR	LIVE

64	77535496		TOP LEAF YERBA MATE'	TARR	LIVE
65	77190837	3465644	AMERICA'S DOG	TARR	LIVE
66	77252526	3460864		TARR	LIVE
67	77171623	3456589	JAVA JOHNNY'S	TARR	LIVE
68	77194540	3441967	MIXSTIRS FOR ACTIVE LIFESTYLES ON THE GO!	TARR	LIVE
69	77190126		EAT. DRINK. BE HEALTHY. FROOTS	TARR	LIVE
70	77217469	3381532	NOBU	TARR	LIVE
71	77138113	3351418	MAUI WOW! HAWAIIAN COFFEES & SMOOTHIES	TARR	LIVE
72	77090468	3296944	INTA JUICE	TARR	LIVE
73	77084810	3338390	B 31 R BASKIN ROBBINS	TARR	LIVE
74	77073608	3346957	B 31 R BASKIN ROBBINS	TARR	LIVE
75	77073571	3346955	B 31 R	TARR	LIVE
76	76680094			TARR	LIVE
77	76585651	3124036	BOBALOCA	TARR	LIVE
78	76585650	3009247	FRESH DROPS BOBALOCA	TARR	LIVE
79	76680092	3589482	INDIAN WELLS	TARR	LIVE
80	76207174	2671187	KOHR BROS	TARR	LIVE
81	76694674		LIFEHOPE	TARR	LIVE
82	76694651		LIFE & WELLNESS	TARR	LIVE
83	76351654	2716503	WINCHELL'S	TARR	LIVE
84	76531858	3499446	S	TARR	LIVE
85	76660206	3296074		TARR	LIVE
86	76649352	3223659	DOG N SHAKE	TARR	LIVE
87	76649351	3223658	DOG N SHAKE	TARR	LIVE
88	76594788	3134672	THE CITY BAKERY	TARR	LIVE
89	76462816	2861019	O CO CO	TARR	LIVE
90	76400295	2795754	AHIMOORE	TARR	LIVE
91	76388739	2774712	BHAN KANOM THAI	TARR	LIVE
92	76358595	2946397	+ . .	TARR	LIVE
93	76357039	3042146	WILLOW STREAM	TARR	LIVE
94	76344214	3107162	RICH'S	TARR	LIVE
95	76339849	2952215	PRET A MANGER	TARR	LIVE
96	76324598	3352769	PRET	TARR	LIVE
97	76266480	2748147	DUNKIN' DONUTS	TARR	LIVE
98	76266479	2751009	DUNKIN' DONUTS	TARR	LIVE
99	76266478	2751008	DUNKIN' DONUTS	TARR	LIVE
100	76266476	2751007	DUNKIN' DONUTS	TARR	LIVE

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DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX39

Thank you for your request. Here are the latest results from the TARR web server.

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Serial Number: 78543901 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 3100296

Mark

BANANAS

(words only): BANANAS

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-06-06

Filing Date: 2005-01-07

Transformed into a National Application: No

Registration Date: 2006-06-06

Register: Principal

Law Office Assigned: LAW OFFICE 110

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-06-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Everything Yogurt Brands, LLC

Address:

Everything Yogurt Brands, LLC
17 Elm Street

Morristown, NJ 07960

United States

Legal Entity Type: LIMITED LIABILITY CORPORATION

State or Country Where Organized: Delaware

2. Everything Yogurt Brands, LLC

Address:

Everything Yogurt Brands, LLC

25 Washington Street

Morristown, NJ 07960

United States

Legal Entity Type: LIMITED LIABILITY CORPORATION

State or Country Where Organized: Delaware

GOODS AND/OR SERVICES

International Class: 032

Class Status: Active

fruit and ice beverages consisting of fruit juice, fruit syrup, fruit puree, individually quick-frozen fruit, and canned or fresh fruit; yogurt smoothies consisting of yogurt, fruit juice, fruit syrup, fruit puree, individually quick-frozen fruit and canned or fresh fruit made on the premises

Basis: 1(a)

First Use Date: 1981-07-01

First Use in Commerce Date: 1981-07-01

International Class: 043

Class Status: Active

restaurant services

Basis: 1(a)

First Use Date: 1981-07-01

First Use in Commerce Date: 1981-07-01

ADDITIONAL INFORMATION

Section 2(f)

Prior Registration Number(s):

1336180

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-04-29 - TEAS Change Of Correspondence Received
2006-06-06 - Registered - Principal Register
2006-03-21 - Changes/Corrections After Pub Approval Entered
2006-03-16 - TEAS Change Of Owner Address Received
2006-03-14 - Published for opposition
2006-02-22 - Notice of publication
2006-01-31 - Law Office Publication Review Completed
2006-01-27 - Assigned To LIE
2006-01-23 - Approved for Pub - Principal Register (Initial exam)
2006-01-23 - EXAMINERS AMENDMENT E-MAILED
2006-01-23 - Examiners Amendment -Written
2005-12-28 - Teas/Email Correspondence Entered
2005-12-19 - Communication received from applicant
2005-12-19 - TEAS Response to Office Action Received
2005-08-09 - Non-final action e-mailed
2005-08-09 - Non-Final Action Written
2005-08-09 - Assigned To Examiner
2005-01-19 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Valerie Brennan

Correspondent

Timothy J. Lyden

Hogan & Hartson L.L.P.

Box Intellectual Property

7930 Jones Branch Drive

McLean VA 22102

Phone Number: 703-610-6100

Fax Number: 703-610-6200

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX40**

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This page was generated by the TARR system on 2009-05-07 20:39:23 ET

Serial Number: 78862690 Assignment Information Trademark Document Retrieval

Registration Number: 3478171

Mark

EL FAMOUS BURRITO

(words only): EL FAMOUS BURRITO

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2008-07-29

Filing Date: 2006-04-17

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2008-07-29

Register: Principal

Law Office Assigned: LAW OFFICE 110

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-06-23

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. El Famous Restaurants, Inc.

Address:

El Famous Restaurants, Inc.
6159 South Archer Road
Summit, IL 60501
United States

Legal Entity Type: Corporation**State or Country of Incorporation:** Illinois

GOODS AND/OR SERVICES

International Class: 016**Class Status:** Active

Advertising signs of paper or cardboard; Gift cards; Paper sign holders; Plastic or paper bags for merchandise packaging; Pre-paid telephone calling cards, not magnetically encoded; Printed menus; Printed paper signs; Printed products, namely, menu boards

Basis: 1(a)**First Use Date:** 1991-01-00**First Use in Commerce Date:** 1991-01-00**International Class:** 025**Class Status:** Active

Caps; Hats; Shirts; T-shirts

Basis: 1(a)**First Use Date:** 1986-01-00**First Use in Commerce Date:** 1986-01-00**International Class:** 032**Class Status:** Active

Spring water

Basis: 1(a)**First Use Date:** 2005-03-00**First Use in Commerce Date:** 2005-03-00**International Class:** 035**Class Status:** Active

Franchise services, namely, offering technical and business management assistance in the establishment and operation of restaurants and carry out restaurants; Issuing gift certificates which may then be redeemed for goods or services

Basis: 1(a)**First Use Date:** 2007-12-14**First Use in Commerce Date:** 2007-12-14**International Class:** 043**Class Status:** Active

Carry-out restaurants; Restaurant services; Take-out restaurant services

Basis: 1(a)**First Use Date:** 1986-01-00**First Use in Commerce Date:** 1986-01-00

ADDITIONAL INFORMATION

Disclaimer: "BURRITO", with respect to International Classes 035 and 043 only

Translation: The foreign wording in the mark "EL" translates into English as THE.

Prior Registration Number(s):
1953094

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-07-29 - Registered - Principal Register

2008-06-23 - Law Office Registration Review Completed

2008-06-20 - Allowed for Registration - Principal Register (SOU accepted)

2008-05-05 - Assigned To Examiner

2008-05-02 - Statement of use processing complete

2008-05-02 - Extension 1 granted

2008-04-14 - Amendment to Use filed

2008-04-14 - Extension 1 filed

2008-04-14 - TEAS Extension Received

2008-04-14 - TEAS Statement of Use Received

2007-11-20 - Noa Mailed - SOU Required From Applicant

2007-08-28 - Published for opposition

2007-08-08 - Notice of publication

2007-05-23 - Law Office Publication Review Completed

2007-05-23 - Approved for Pub - Principal Register (Initial exam)

2007-05-23 - Examiner's Amendment Entered

2007-05-23 - EXAMINERS AMENDMENT E-MAILED
2007-05-23 - Examiners Amendment -Written
2007-05-23 - Previous allowance count withdrawn
2007-05-23 - Assigned To LIE
2007-05-07 - Approved for Pub - Principal Register (Initial exam)
2007-03-17 - Teas/Email Correspondence Entered
2007-03-17 - Communication received from applicant
2007-03-17 - TEAS Response to Office Action Received
2006-09-22 - Non-final action e-mailed
2006-09-22 - Non-Final Action Written
2006-09-22 - Non-Final Action Written
2006-09-22 - Non-Final Action Written
2006-09-22 - Non-Final Action Written
2006-09-22 - Non-Final Action Written
2006-09-22 - Non-Final Action Written
2006-09-22 - Assigned To Examiner
2006-04-21 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Laurel V. Dineff

Correspondent

Laurel V. Dineff

DINEFF TRADEMARK LAW LIMITED

160 NORTH WACKER DRIVE

CHICAGO IL 60606

Phone Number: (312) 338-1000

Fax Number: (312) 338-1500

Domestic Representative

Laurel V. Dineff

Phone Number: (312) 338-1000

Fax Number: (312) 338-1500

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX41**

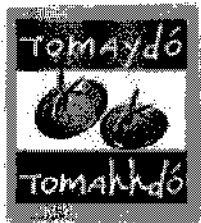
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This page was generated by the TARR system on 2009-05-07 20:39:45 ET

Serial Number: 78979953 Assignment Information Trademark Document Retrieval

Registration Number: 3433399

Mark



(words only): TOMAYDÓ TOMAHHDÓ

Standard Character claim: No

Current Status: Registered.

Date of Status: 2008-05-20

Filing Date: 2004-12-22

Transformed into a National Application: No

Registration Date: 2008-05-20

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-04-11

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Back Burner, Inc.

Address:

Back Burner, Inc.
2 Bratenahl Place Suite 1F

Bratenahl, OH 44108

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Ohio

Phone Number: 216-849-3800

GOODS AND/OR SERVICES

International Class: 025

Class Status: Active

commemorative clothing, namely, T-shirts, chef coats, vests, sweatshirts, and polo shirts

Basis: 1(a)

First Use Date: 2002-12-15

First Use in Commerce Date: 2004-12-15

International Class: 029

Class Status: Active

soups; fruit, vegetable and meat salads; dips, namely, those used for fruit and vegetables

Basis: 1(a)

First Use Date: 2002-12-15

First Use in Commerce Date: 2002-12-15

International Class: 030

Class Status: Active

salad dressing; sandwiches and sandwich wraps containing meat; pizzas; pastas; macaroni, rice, and pasta salad; bakery desserts; pastries; cookies; breads; coffee and tea

Basis: 1(a)

First Use Date: 2002-12-15

First Use in Commerce Date: 2002-12-15

International Class: 032

Class Status: Active

frozen fruit beverages, fruit drinks

Basis: 1(a)

First Use Date: 2002-12-15

First Use in Commerce Date: 2002-12-15

International Class: 043

Class Status: Active

restaurant and take-out food services

Basis: 1(a)

First Use Date: 2002-12-15

First Use in Commerce Date: 2002-12-15

ADDITIONAL INFORMATION

Color(s) Claimed: The color(s) red, tan, green and white is/are claimed as a feature of the mark.

Disclaimer: "TOMATO"

Description of Mark: The mark consists of a square field containing two horizontal red stripes bisected by a horizontal center white stripe, wherein the uppermost red horizontal stripe contains a stylized representation of the word "TOMAYDÓ" in white script, the lowermost red horizontal stripe contains a stylized representation of the word "TOMAHHDÓ" in white script, and the center white horizontal stripe contains a stylized representation of two tomatoes which are red and green in color, the entire square being framed with a tan irregular border.

Design Search Code(s):

05.11.04 - Tomatoes

26.09.12 - Squares with bars, bands and lines

26.09.21 - Squares that are completely or partially shaded

26.11.13 - Rectangles (exactly two rectangles); Two rectangles

26.11.21 - Rectangles that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-06-16 - Attorney Revoked And/Or Appointed

2008-06-16 - TEAS Revoke/Appoint Attorney Received

2008-05-20 - Registered - Principal Register

2008-04-11 - Law Office Registration Review Completed

2008-04-08 - Assigned To LIE

2008-03-30 - Allowed for Registration - Principal Register (SOU accepted)

2008-03-05 - Notice Of Design Search Code Mailed

2008-03-04 - Statement of use processing complete

2008-02-12 - Amendment to Use filed

2008-03-04 - Divisional processing completed

2008-02-12 - Divisional request received

2008-02-12 - PAPER RECEIVED

2007-08-14 - Noa Mailed - SOU Required From Applicant

2007-05-22 - Published for opposition
2007-05-02 - Notice of publication
2007-03-26 - Law Office Publication Review Completed
2007-03-23 - Approved for Pub - Principal Register (Initial exam)
2007-03-22 - Teas/Email Correspondence Entered
2007-03-22 - Communication received from applicant
2007-03-22 - Assigned To LIE
2007-02-15 - TEAS Response to Office Action Received
2006-08-16 - NON-FINAL ACTION E-MAILED
2006-08-16 - Non-Final Action Written
2006-08-16 - NON-FINAL ACTION E-MAILED
2006-08-16 - Non-Final Action Written
2006-07-31 - Petition Granted - Remail Office Action
2006-07-17 - Petition to Commissioner - Petitioner response letter received
2006-07-18 - FAX RECEIVED
2006-07-17 - FAX RECEIVED
2006-06-16 - Petition to Revive - Incomplete petition letter mailed
2006-04-24 - Petition To Revive-Received
2006-04-24 - PAPER RECEIVED
2006-03-14 - TEAS Change Of Correspondence Received
2006-03-02 - Abandonment Notice Mailed - Failure To Respond
2006-03-01 - Abandonment - Failure To Respond Or Late Response
2005-08-02 - Priority Action E-Mailed
2005-08-02 - Priority Action Written
2005-07-27 - Assigned To Examiner

2005-05-27 - Attorney Revoked And/Or Appointed
2005-05-27 - TEAS Revoke/Appoint Attorney Received
2005-03-01 - TEAS Change Of Correspondence Received
2005-01-05 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Rita E. Kline

Correspondent

Rita E. Kline
Benesch Friedlander Coplan & Aronoff LLP
Suite 2300
200 Public Square
Cleveland OH 44114-2378
Phone Number: 216-363-4466
Fax Number: 216-363-4588

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX42

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 20:40:13 ET

Serial Number: 78862765 Assignment Information Trademark Document Retrieval

Registration Number: 3446819

Mark



Standard Character claim: No

Current Status: Registered.

Date of Status: 2008-06-10

Filing Date: 2006-04-17

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2008-06-10

Register: Principal

Law Office Assigned: LAW OFFICE 110

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-05-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. El Famous Restaurants, Inc.

Address:

El Famous Restaurants, Inc.
6159 South Archer Road
Summit, IL 60501
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Illinois

GOODS AND/OR SERVICES

International Class: 016

Class Status: Active

Advertising signs of paper or cardboard; Gift cards; Paper sign holders; Plastic or paper bags for merchandise packaging; Pre-paid telephone calling cards, not magnetically encoded; Printed menus; Printed paper signs; Printed products, namely, menu boards

Basis: 1(a)

First Use Date: 1991-01-00

First Use in Commerce Date: 1991-01-00

International Class: 025

Class Status: Active

Caps; Hats; Shirts; T-shirts

Basis: 1(a)

First Use Date: 1986-01-00

First Use in Commerce Date: 1986-01-00

International Class: 032

Class Status: Active

Spring water

Basis: 1(a)

First Use Date: 2005-03-00

First Use in Commerce Date: 2005-03-00

International Class: 035

Class Status: Active

Franchise services, namely, offering technical and business management assistance in the establishment and operation of restaurants and carry out restaurants; Issuing gift certificates which may then be redeemed for goods or services

Basis: 1(a)

First Use Date: 2007-12-14

First Use in Commerce Date: 2007-12-14

International Class: 043

Class Status: Active

Carry-out restaurants; Restaurant services; Take-out restaurant services

Basis: 1(a)

First Use Date: 1986-01-00

First Use in Commerce Date: 1986-01-00

ADDITIONAL INFORMATION

Color(s) Claimed: Color is not claimed as a feature of the mark.

Description of Mark: The mark consists of a man wearing a sombrero.

Name Portrait Consent: The name(s), portrait(s), and/or signature(s) shown in the mark does not identify a particular living individual.

Design Search Code(s):

02.01.01 - Busts of men facing forward; Heads of men facing forward; Men - heads, portraiture, or busts facing forward; Portraiture of men facing forward

02.01.10 - Men, Spaniards or Mexicans, including men wearing sombreros; Mexican men; Sombreros, men wearing; Spaniards (men)

02.01.31 - Men, stylized, including men depicted in caricature form

09.05.05 - Sombreros, cowboy hats (10 gallon hats), other broad-brimmed hats

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-06-10 - Registered - Principal Register

2008-05-06 - Law Office Registration Review Completed

2008-05-05 - Allowed for Registration - Principal Register (SOU accepted)

2008-05-05 - Assigned To Examiner

2008-04-23 - Statement of use processing complete

2008-04-07 - Amendment to Use filed

2008-04-07 - TEAS Statement of Use Received

2007-10-09 - Noa Mailed - SOU Required From Applicant

2007-07-17 - Published for opposition

2007-06-27 - Notice of publication

2007-06-13 - Law Office Publication Review Completed

2007-06-12 - Approved for Pub - Principal Register (Initial exam)

2007-04-24 - Teas/Email Correspondence Entered
2007-04-24 - Communication received from applicant
2007-04-24 - Assigned To LIE
2007-03-22 - TEAS Response to Office Action Received
2006-09-22 - Non-final action e-mailed
2006-09-22 - Non-Final Action Written
2006-09-22 - Non-Final Action Written
2006-09-22 - Assigned To Examiner
2006-04-22 - Notice Of Design Search Code Mailed
2006-04-21 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Laurel V. Dineff

Correspondent

LAUREL V. DINEFF
DINEFF TRADEMARK LAW LIMITED
160 NORTH WACKER DRIVE
CHICAGO, IL 60606
Phone Number: (312) 338-1000
Fax Number: (312) 338-1500

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX43**

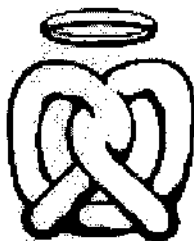
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 20:41:14 ET

Serial Number: 78804547 Assignment Information Trademark Document Retrieval

Registration Number: 3327216

Mark



Standard Character claim: No

Current Status: Registered.

Date of Status: 2007-10-30

Filing Date: 2006-02-01

Transformed into a National Application: No

Registration Date: 2007-10-30

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-09-24

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Auntie Anne's, Inc.

Address:

Auntie Anne's, Inc.
Suite 200, 48-50 West Chestnut Street
Lancaster, PA 17603
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Pennsylvania
Phone Number: 717-435-1435
Fax Number: 717-435-1471

GOODS AND/OR SERVICES

International Class: 029
Class Status: Active
Snack food dips
Basis: 1(a)
First Use Date: 2006-07-11
First Use in Commerce Date: 2006-07-11

International Class: 030
Class Status: Active
Coffee; pretzel based products, namely, flavored and sweetened pretzels and soft pretzels, pretzel dogs, pretzel pizzas and pretzel sandwiches
Basis: 1(a)
First Use Date: 2006-07-11
First Use in Commerce Date: 2006-07-11

International Class: 032
Class Status: Active
Soft drinks, smoothies, lemonade and fruit flavored beverages
Basis: 1(a)
First Use Date: 2006-07-11
First Use in Commerce Date: 2006-07-11

International Class: 043
Class Status: Active
Restaurant services
Basis: 1(a)
First Use Date: 2006-07-11
First Use in Commerce Date: 2006-07-11

ADDITIONAL INFORMATION

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s):
04.01.03 - Halos on objects, letters, numbers
08.01.10 - Pretzels

Prior Registration Number(s):
1920020

MADRID PROTOCOL INFORMATION

USPTO Reference Number: A0005253
International Registration Number: 0907660
International Registration Date: 2006-07-13
Original Filing Date with USPTO: 2006-07-13
International Registration Status: Application For IR Registered By IB
Date of International Registration Status: 2006-12-28
International Registration Renewal Date: 2016-07-13
Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:

02-20-2008 - 08:31:49 - Ceasing Of Effect Reviewed - No Action Required By Office
01-30-2008 - 07:35:27 - Partial Ceasing Of Effect To Be Processed
12-28-2006 - 17:47:15 - Application For IR Registered By IB
08-23-2006 - 09:08:15 - Irregularity Notice Received From IB
07-13-2006 - 21:00:39 - IR Certified And Sent To IB
07-13-2006 - 19:15:15 - New Application For IR Received
07-13-2006 - 19:15:15 - Automatically Certified

USPTO Reference Number: A0005637
International Registration Number: 0915863
International Registration Date: 2006-08-23
Original Filing Date with USPTO: 2006-08-23
International Registration Status: Application For IR Registered By IB
Date of International Registration Status: 2007-03-29
International Registration Renewal Date: 2016-08-23
Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:

02-15-2008 - 16:37:13 - Ceasing Of Effect Reviewed - No Action Required By Office
01-30-2008 - 07:35:28 - Partial Ceasing Of Effect To Be Processed
03-29-2007 - 14:10:23 - Application For IR Registered By IB
11-10-2006 - 10:38:06 - Irregularity Notice Received From IB
08-23-2006 - 21:00:36 - IR Certified And Sent To IB
08-23-2006 - 10:20:55 - New Application For IR Received
08-23-2006 - 10:20:55 - Automatically Certified

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-06-03 - Applicant/Correspondence Changes (Non-Responsive) Entered
2008-06-03 - TEAS Change Of Owner Address Received
2007-10-30 - Registered - Principal Register
2007-09-24 - Law Office Registration Review Completed
2007-09-24 - Assigned To LIE

2007-08-21 - Allowed for Registration - Principal Register (SOU accepted)
2007-07-24 - Statement of use processing complete
2007-04-27 - Amendment to Use filed
2007-04-27 - TEAS Statement of Use Received
2006-12-19 - Noa Mailed - SOU Required From Applicant
2006-09-26 - Published for opposition
2006-09-06 - Notice of publication
2006-08-03 - Law Office Publication Review Completed
2006-07-28 - Assigned To LIE
2006-07-20 - Approved for Pub - Principal Register (Initial exam)
2006-07-17 - Assigned To Examiner
2006-02-08 - Notice Of Design Search Code Mailed
2006-02-07 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

John A Roda

Correspondent

JOHN A. RODA

AUNTIE ANNE'S, INC.

Suite 200, 48-50 West Chestnut Street

Lancaster PA 17603

Phone Number: 717-435-1470

Fax Number: 717-435-1471

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX44**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 20:41:30 ET

Serial Number: 78804517 Assignment Information Trademark Document Retrieval

Registration Number: 3327214

Mark



(words only): AUNTIE ANNE'S

Standard Character claim: No

Current Status: Registered.

Date of Status: 2007-10-30

Filing Date: 2006-02-01

Transformed into a National Application: No

Registration Date: 2007-10-30

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-09-24

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Auntie Anne's, Inc.

Address:

Auntie Anne's, Inc.
Suite 200, 48-50 West Chestnut Street

Lancaster, PA 17603

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Pennsylvania

Phone Number: 717-435-1435

Fax Number: 717-435-1471

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

Snack food dips

Basis: 1(a)

First Use Date: 2006-07-11

First Use in Commerce Date: 2006-07-11

International Class: 030

Class Status: Active

Coffee; pretzel based products, namely, flavored and sweetened pretzels and soft pretzels, pretzel dogs, pretzel pizzas and pretzel sandwiches

Basis: 1(a)

First Use Date: 2006-07-11

First Use in Commerce Date: 2006-07-11

International Class: 032

Class Status: Active

Soft drinks, smoothies, lemonade and fruit flavored beverages

Basis: 1(a)

First Use Date: 2006-07-11

First Use in Commerce Date: 2006-07-11

International Class: 043

Class Status: Active

Restaurant services

Basis: 1(a)

First Use Date: 2006-07-11

First Use in Commerce Date: 2006-07-11

ADDITIONAL INFORMATION

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s):

04.01.03 - Halos on objects, letters, numbers

08.01.10 - Pretzels

Prior Registration Number(s):

1740051

2130367

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-06-03 - Applicant/Correspondence Changes (Non-Responsive) Entered

2008-06-03 - TEAS Change Of Owner Address Received

2007-10-30 - Registered - Principal Register

2007-09-24 - Law Office Registration Review Completed

2007-09-24 - Assigned To LIE

2007-08-21 - Allowed for Registration - Principal Register (SOU accepted)

2007-07-24 - Statement of use processing complete

2007-04-27 - Amendment to Use filed

2007-04-27 - TEAS Statement of Use Received

2006-12-19 - Noa Mailed - SOU Required From Applicant

2006-09-26 - Published for opposition

2006-09-06 - Notice of publication

2006-08-03 - Law Office Publication Review Completed

2006-08-03 - Approved for Pub - Principal Register (Initial exam)

2006-08-03 - Examiner's Amendment Entered

2006-08-03 - EXAMINERS AMENDMENT E-MAILED

2006-08-03 - Examiners Amendment -Written

2006-08-03 - Previous allowance count withdrawn

2006-07-28 - Assigned To LIE

2006-07-20 - Approved for Pub - Principal Register (Initial exam)

2006-07-20 - Examiner's Amendment Entered
2006-07-20 - Examiners amendment e-mailed
2006-07-20 - Examiners Amendment - Written
2006-07-17 - Assigned To Examiner
2006-02-08 - Notice Of Design Search Code Mailed
2006-02-07 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

John A Roda

Correspondent

JOHN A. RODA
AUNTIE ANNE'S, INC.
Suite 200, 48-50 West Chestnut Street
Lancaster PA 17603
Phone Number: 717-435-1470
Fax Number: 717-435-1471

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX45**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 20:41:45 ET

Serial Number: 78804441 Assignment Information Trademark Document Retrieval

Registration Number: 3327212

Mark



(words only): AUNTIE ANNE'S PRETZEL PERFECT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2007-10-30

Filing Date: 2006-02-01

Transformed into a National Application: No

Registration Date: 2007-10-30

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-09-24

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Auntie Anne's, Inc.

Address:

Auntie Anne's, Inc.
Suite 200, 48-50 West Chestnut Street

Lancaster, PA 17603

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Pennsylvania

Phone Number: 717-435-1435

Fax Number: 717-435-1471

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

Snack food dips

Basis: 1(a)

First Use Date: 2006-07-11

First Use in Commerce Date: 2006-07-11

International Class: 030

Class Status: Active

Coffee; pretzel based products, namely, flavored and sweetened pretzels and soft pretzels, pretzel dogs, pretzel pizzas and pretzel sandwiches

Basis: 1(a)

First Use Date: 2006-07-11

First Use in Commerce Date: 2006-07-11

International Class: 032

Class Status: Active

Soft drinks, smoothies, lemonade and fruit flavored beverages

Basis: 1(a)

First Use Date: 2006-07-11

First Use in Commerce Date: 2006-07-11

International Class: 043

Class Status: Active

Restaurant services

Basis: 1(a)

First Use Date: 2006-07-11

First Use in Commerce Date: 2006-07-11

ADDITIONAL INFORMATION

Color(s) Claimed: Color is not claimed as a feature of the mark.

Disclaimer: "PRETZEL"

Design Search Code(s):

04.01.02 - Angels; Cherubs; Cupids; Halos on animals or humans; Winged personages

04.01.03 - Halos on objects, letters, numbers

08.01.10 - Pretzels

Prior Registration Number(s):

1740051

2130367

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-06-03 - Applicant/Correspondence Changes (Non-Responsive) Entered

2008-06-03 - TEAS Change Of Owner Address Received

2007-10-30 - Registered - Principal Register

2007-09-24 - Law Office Registration Review Completed

2007-09-24 - Assigned To LIE

2007-08-21 - Allowed for Registration - Principal Register (SOU accepted)

2007-07-24 - Statement of use processing complete

2007-04-27 - Amendment to Use filed

2007-04-27 - TEAS Statement of Use Received

2006-12-19 - Noa Mailed - SOU Required From Applicant

2006-09-26 - Published for opposition

2006-09-06 - Notice of publication

2006-08-03 - Law Office Publication Review Completed

2006-08-03 - Approved for Pub - Principal Register (Initial exam)

2006-08-03 - Examiner's Amendment Entered

2006-08-03 - EXAMINERS AMENDMENT E-MAILED

2006-08-03 - Examiners Amendment - Written

2006-08-03 - Previous allowance count withdrawn

2006-07-28 - Assigned To LIE

2006-07-20 - Approved for Pub - Principal Register (Initial exam)

2006-07-20 - Examiner's Amendment Entered

2006-07-20 - Examiners amendment e-mailed

2006-07-20 - Examiners Amendment - Written

2006-07-17 - Assigned To Examiner

2006-02-08 - Notice Of Design Search Code Mailed

2006-02-07 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

John A. Roda

Correspondent

JOHN A. RODA

AUNTIE ANNE'S, INC.

Suite 200, 48-50 West Chestnut Street

Lancaster PA 17603

Phone Number: 717-435-1470

Fax Number: 717-435-1471

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX46**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 20:42:03 ET

Serial Number: 78980037 Assignment Information Trademark Document Retrieval

Registration Number: 3428843

Mark

THE SMOOTHIE PIT

(words only): THE SMOOTHIE PIT

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2008-05-13

Filing Date: 2006-03-17

Transformed into a National Application: No

Registration Date: 2008-05-13

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-04-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Pita Pit Inc.

Address:

Pita Pit Inc.
801 South 11th Street

Coeur d'Alene, ID 83814

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 032

Class Status: Active

Blended drinks, namely, smoothies

Basis: 1(a)

First Use Date: 2006-01-00

First Use in Commerce Date: 2006-01-00

International Class: 043

Class Status: Active

Restaurant services, namely, provision of beverages for dining in and drive-in services

Basis: 1(a)

First Use Date: 2006-01-00

First Use in Commerce Date: 2006-01-00

ADDITIONAL INFORMATION

Disclaimer: "SMOOTHIE"

Prior Registration Number(s):

2488457

2502588

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-05-13 - Registered - Principal Register

2008-04-08 - Law Office Registration Review Completed

2008-04-08 - Assigned To LIE

2008-03-29 - Allowed for Registration - Principal Register (SOU accepted)

2008-03-28 - Statement of use processing complete

2008-03-03 - Amendment to Use filed
2008-03-28 - Divisional processing completed
2008-03-06 - Divisional request received
2008-03-06 - PAPER RECEIVED
2007-09-04 - Noa Mailed - SOU Required From Applicant
2007-06-12 - Published for opposition
2007-06-06 - TEAS Change Of Correspondence Received
2007-05-23 - Notice of publication
2007-04-10 - Law Office Publication Review Completed
2007-04-10 - Approved for Pub - Principal Register (Initial exam)
2007-04-10 - Teas/Email Correspondence Entered
2007-04-10 - Communication received from applicant
2007-04-06 - Assigned To LIE
2007-03-05 - TEAS Response to Office Action Received
2006-09-05 - Non-final action e-mailed
2006-09-05 - Non-Final Action Written
2006-09-03 - Assigned To Examiner
2006-03-22 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Kenneth D. Suzan

Correspondent

Kenneth D. Suzan

Hodgson Russ LLP

The Guaranty Building

140 Pearl Street, Suite 100

Buffalo NY 14202-4040

Phone Number: 716-856-4000

Fax Number: 716-849-0349

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX47

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 20:42:20 ET

Serial Number: 78745901 Assignment Information Trademark Document Retrieval

Registration Number: 3422867

Mark



(words only): BOOSTER JUICE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2008-05-06

Filing Date: 2005-11-02

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2008-05-06

Register: Principal

Law Office Assigned: LAW OFFICE 116

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-05-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Booster Juice Limited Partnership

Composed Of:

A.W. Holdings, Inc., a Nevada corporation

Address:

Booster Juice Limited Partnership
Suite D 131 North State Street
Lake Oswego, OR 97034
United States

Legal Entity Type: Limited Partnership

State or Country Where Organized: Oregon

Phone Number: (503) 675-7511

GOODS AND/OR SERVICES

International Class: 005

Class Status: Active

Nutritional shakes for use as a meal substitute

Basis: 1(a)

First Use Date: 2003-10-01

First Use in Commerce Date: 2003-10-01

International Class: 032

Class Status: Active

Frozen fruit-based beverages; Non-alcoholic beverages containing fruit juices; Smoothies; Vegetable juice

Basis: 1(a)

First Use Date: 2003-10-01

First Use in Commerce Date: 2003-10-01

International Class: 043

Class Status: Active

Fast-food restaurants and snackbars; Restaurant services

Basis: 1(a)

First Use Date: 2003-10-01

First Use in Commerce Date: 2003-10-01

ADDITIONAL INFORMATION

Color(s) Claimed: Color is not claimed as a feature of the mark.

Disclaimer: "JUICE"

Description of Mark: The mark consists of a swirl design consisting of lines set behind a stylized strawberry, with the words "Booster Juice" in stylized letters on the left and right side of the design.

Design Search Code(s):

01.15.12 - Cyclones; Tornadoes; Whirlpools

05.09.01 - Berries; Raspberries; Strawberries

Prior Registration Number(s):
2118649

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-05-06 - Registered - Principal Register

2008-03-28 - Extension Of Time To Oppose Process - Terminated

2007-12-11 - Extension Of Time To Oppose Received

2007-11-13 - Published for opposition

2007-10-24 - Notice of publication

2007-10-10 - Law Office Publication Review Completed

2007-10-10 - Approved for Pub - Principal Register (Initial exam)

2007-10-03 - Teas/Email Correspondence Entered

2007-10-03 - Communication received from applicant

2007-09-27 - TEAS Request For Reconsideration Received

2007-06-05 - Final refusal e-mailed

2007-06-05 - Final Refusal Written

2007-05-21 - Teas/Email Correspondence Entered

2007-02-22 - Communication received from applicant

2007-05-21 - Assigned To LIE

2007-04-20 - TEAS Change Of Correspondence Received

2007-02-22 - Attorney Revoked And/Or Appointed

2007-02-22 - TEAS Revoke/Appoint Attorney Received

2007-02-22 - TEAS Response to Office Action Received

2007-02-16 - NON-FINAL ACTION E-MAILED
2007-02-16 - Non-Final Action Written
2007-02-01 - Teas/Email Correspondence Entered
2007-02-01 - Communication received from applicant
2007-02-01 - Assigned To LIE
2007-01-06 - TEAS Response to Office Action Received
2006-12-01 - LETTER OF SUSPENSION E-MAILED
2006-12-01 - Suspension Letter Written
2006-11-16 - Teas/Email Correspondence Entered
2006-11-06 - Communication received from applicant
2006-11-06 - TEAS Response to Office Action Received
2006-07-19 - Attorney Revoked And/Or Appointed
2006-07-19 - TEAS Revoke/Appoint Attorney Received
2006-05-05 - Non-final action e-mailed
2006-05-05 - Non-Final Action Written
2006-05-04 - Assigned To Examiner
2006-03-04 - Attorney Revoked And/Or Appointed
2006-03-04 - TEAS Revoke/Appoint Attorney Received
2005-11-09 - Notice Of Design Search Code Mailed
2005-11-08 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

STEVEN M. WEINBERG

Correspondent

STEVEN M. WEINBERG,
GREENBERG GLUSKER FIELDS CLAMAN & MACHTI
1900 AVENUE OF THE STARS

21ST FLOOR
LOS ANGELES, CA 90067
Phone Number: (310) 553-3610
Fax Number: (310) 553-0687

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX48**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 20:42:38 ET

Serial Number: 78647536 Assignment Information Trademark Document Retrieval

Registration Number: 3386348

Mark



(words only): RED ROBIN AMERICA'S GOURMET BURGERS & SPIRITS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2008-02-19

Filing Date: 2005-06-09

Transformed into a National Application: No

Registration Date: 2008-02-19

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-01-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Red Robin International, Inc.

Address:

Red Robin International, Inc.
Suite 200N 6312 South Fiddlers Green Circle

Greenwood Village, CO 80111

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Nevada

GOODS AND/OR SERVICES

International Class: 016

Class Status: Active

Gift cards, decals, paper bags, paper-based coasters, adhesive note pads, stickers, posters, stationery, paper placemats, paper book covers, and paper borders for holding photographs

Basis: 1(a)

First Use Date: 2003-04-00

First Use in Commerce Date: 2003-08-25

International Class: 020

Class Status: Active

Non-metal and non-leather key chains

Basis: 1(a)

First Use Date: 2001-02-05

First Use in Commerce Date: 2001-02-05

International Class: 025

Class Status: Active

Clothing, namely, jackets, shirts, vests, lab coats, and aprons; and headwear

Basis: 1(a)

First Use Date: 1999-00-00

First Use in Commerce Date: 1999-00-00

International Class: 029

Class Status: Active

Prepared meals consisting primarily of meat, poultry and/or vegetables for consumption on or off the premises; chicken for consumption on or off the premises; cooked potatoes for consumption on or off the premises; salad of vegetables, greens and/or beans, served with chicken for consumption on or off the premises; dairy-based beverages; and processed vegetables

Basis: 1(a)

First Use Date: 1998-00-00

First Use in Commerce Date: 1998-00-00

International Class: 030

Class Status: Active

Sandwiches for consumption on or off the premises; quesadillas for consumption on or off the premises; and packaged seasoning salt

Basis: 1(a)

First Use Date: 1998-00-00

First Use in Commerce Date: 1998-00-00

International Class: 032

Class Status: Active

Non-alcoholic fruit-based beverages and fruit-based beverages with berries

Basis: 1(a)

First Use Date: 1998-00-00

First Use in Commerce Date: 1998-00-00

International Class: 033

Class Status: Active

Prepared alcoholic cocktail

Basis: 1(a)

First Use Date: 1998-00-00

First Use in Commerce Date: 1998-00-00

International Class: 035

Class Status: Active

Charitable community support and relations services, namely, organizing, promoting, and conducting community service programs, events and projects

Basis: 1(a)

First Use Date: 1999-08-10

First Use in Commerce Date: 1999-08-10

International Class: 043

Class Status: Active

Restaurant services; take-out restaurant services; bar services, namely, preparing and serving alcoholic and non-alcoholic beverages, frozen drinks, malts, shakes, smoothies, and specialty drinks; alcoholic beverage preparation services, namely, preparing alcoholic beverages to order

Basis: 1(a)

First Use Date: 1998-00-00

First Use in Commerce Date: 1998-00-00

ADDITIONAL INFORMATION

Color(s) Claimed: The color(s) yellow, red, black and white is/are claimed as a feature of the mark.

Description of Mark and Any Color Part(s): The mark consists of the words "Red Robin America's Gourmet Burgers & Spirits" written over a yellow oval. The words "Red Robin" being red in color and outlined in black and white and "America's Gourmet Burgers & Spirits" being white in color and printed on a black background.

Disclaimer: "GOURMET BURGERS & SPIRITS"

Section 2(f), in part, as to "AMERICA'S GOURMET BURGERS & SPIRITS"

Design Search Code(s):

26.03.21 - Ovals that are completely or partially shaded

26.13.13 - Quadrilateral (two quadrilaterals); Two quadrilaterals

26.13.21 - Quadrilaterals that are completely or partially shaded

26.17.13 - Letters or words underlined and/or overlined by one or more strokes or lines; Overlined words or letters; Underlined words or letters

Prior Registration Number(s):

1300994

1369353
2499342

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-02-19 - Registered - Principal Register

2008-01-16 - Law Office Registration Review Completed

2008-01-15 - Allowed for Registration - Principal Register (SOU accepted)

2008-01-11 - Teas/Email Correspondence Entered

2008-01-10 - Communication received from applicant

2008-01-10 - TEAS Request For Reconsideration Received

2007-10-01 - Notification Of Action Denying Req For Recon E-Mailed

2007-10-01 - ACTION DENYING REQ FOR RECON E-MAILED

2007-10-01 - SU - Action Continuing Final - Written

2007-09-08 - Teas/Email Correspondence Entered

2007-08-30 - Communication received from applicant

2007-09-08 - Teas/Email Correspondence Entered

2007-08-07 - Communication received from applicant

2007-08-30 - TEAS Response to Office Action Received

2007-08-29 - Notification Of Action Denying Req For Recon E-Mailed

2007-08-29 - ACTION DENYING REQ FOR RECON E-MAILED

2007-08-29 - SU - Action Continuing Final - Written

2007-08-08 - Teas/Email Correspondence Entered

2007-08-08 - Communication received from applicant

2007-08-07 - TEAS Response to Office Action Received

2007-07-31 - Notification Of Final Refusal Emailed

2007-07-31 - Final refusal e-mailed

2007-07-31 - SU - Final Refusal - Written

2007-07-30 - Teas/Email Correspondence Entered

2007-07-30 - Communication received from applicant

2007-07-30 - Assigned To LIE

2007-07-12 - TEAS Response to Office Action Received

2007-07-04 - Assignment Of Ownership Not Updated Automatically

2007-06-25 - Notification Of Non-Final Action E-Mailed

2007-06-25 - NON-FINAL ACTION E-MAILED

2007-06-25 - SU - Non-Final Action - Written

2007-02-28 - Statement of use processing complete

2007-02-28 - Amendment to Use filed

2007-02-28 - TEAS Statement of Use Received

2006-10-24 - TEAS Change Of Correspondence Received

2006-08-29 - Noa Mailed - SOU Required From Applicant

2006-06-06 - Published for opposition

2006-05-17 - Notice of publication

2006-04-14 - Law Office Publication Review Completed

2006-04-12 - Assigned To LIE

2006-03-29 - Teas/Email Correspondence Entered

2006-03-15 - Communication received from applicant

2006-03-20 - Approved for Pub - Principal Register (Initial exam)

2006-03-20 - Examiner's Amendment Entered

2006-03-20 - EXAMINERS AMENDMENT E-MAILED

2006-03-20 - Examiners Amendment -Written

2006-03-15 - TEAS Response to Office Action Received

2006-03-10 - Examiner's Amendment Entered

2006-03-10 - EXAMINERS AMENDMENT E-MAILED

2006-03-10 - Examiners Amendment -Written

2006-02-28 - Teas/Email Correspondence Entered

2006-02-17 - Communication received from applicant

2006-02-17 - TEAS Response to Office Action Received

2005-08-19 - Non-final action e-mailed

2005-08-19 - Non-Final Action Written

2005-08-16 - Assigned To Examiner

2005-06-14 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Kevin S. Costanza

Correspondent

Kevin S. Costanza

Seed IP Law Group PLLC

Suite 5400

701 Fifth Avenue

Seattle WA 98104

Phone Number: 206-622-4900

Fax Number: 206-682-6031

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX49**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 20:43:01 ET

Serial Number: 78774857 Assignment Information Trademark Document Retrieval

Registration Number: 3243072

Mark

BERIYO

(words only): BERIYO

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2007-05-15

Filing Date: 2005-12-16

Transformed into a National Application: No

Registration Date: 2007-05-15

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-04-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. TCBY Systems, LLC

Composed Of:

Michael Ward

Address:

TCBY Systems, LLC
Suite 400 2855 E. Cottonwood Parkway
Salt Lake, UT 84121
United States
Legal Entity Type: Limited Liability Company
State or Country Where Organized: Delaware
Phone Number: 801-736-5711
Fax Number: 801-736-5644

GOODS AND/OR SERVICES

International Class: 029
Class Status: Active
Yogurt, yogurt based beverages, drinking yogurts, fruit toppings, nut toppings, and shelled nuts
Basis: 1(a)
First Use Date: 2006-03-20
First Use in Commerce Date: 2006-03-20

International Class: 030
Class Status: Active
coffee, tea, cocoa, chocolate, flavored ices, cones for yogurt, frozen yogurt, sorbet, shakes, chocolate topping, marshmallow topping, granola and granola based snack bars, breakfast cereals, ready to eat cereal derived food bars, bread, muffins, brownies, cakes, bakery desserts, pastries, cookies, frozen confections and candy
Basis: 1(a)
First Use Date: 2006-03-20
First Use in Commerce Date: 2006-03-20

International Class: 032
Class Status: Active
Smoothies, fruit drinks and fruit juices, sparkling water, spring water, flavored waters and pop
Basis: 1(a)
First Use Date: 2006-03-20
First Use in Commerce Date: 2006-03-20

International Class: 043
Class Status: Active
Restaurant Services
Basis: 1(a)
First Use Date: 2006-03-20
First Use in Commerce Date: 2006-03-20

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-05-15 - Registered - Principal Register

2007-03-29 - Law Office Registration Review Completed

2007-03-29 - Assigned To LIE

2007-03-06 - Allowed for Registration - Principal Register (SOU accepted)

2007-01-17 - Statement of use processing complete

2006-11-14 - Amendment to Use filed

2006-11-14 - TEAS Statement of Use Received

2006-09-13 - Assignment Of Ownership Not Updated Automatically

2006-06-06 - Noa Mailed - SOU Required From Applicant

2006-03-14 - Published for opposition

2006-02-22 - Notice of publication

2006-01-26 - Law Office Publication Review Completed

2006-01-20 - Assigned To LIE

2006-01-13 - Approved for Pub - Principal Register (Initial exam)

2005-12-26 - Examiner's Amendment/Priority Action E-Mailed

2005-12-26 - Examiners Amendment And/Or Priority Action - Completed

2005-12-26 - Assigned To Examiner

2005-12-21 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Michael Ward

Correspondent
MICHAEL WARD

TCBY SYSTEMS LLC
2855 E COTTONWOOD PKWY
STE 400
SALT LAKE CITY, UT 84121-7050
Phone Number: 801-736-5710
Fax Number: 801-736-5644

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX50**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 20:43:18 ET

Serial Number: 78731251 Assignment Information Trademark Document Retrieval

Registration Number: 3257813

Mark



(words only): ANIMO JUICE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2007-07-03

Filing Date: 2005-10-12

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: No

Transformed into a National Application: No

Registration Date: 2007-07-03

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-07-03

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Animo, LLC

Composed Of:

Maria T. Del Duca, United States of America Anthony Gentlesk, United States of America

Address:

Animo, LLC

113 Kings Highway East

Haddonfield, NJ 08033

United States

Legal Entity Type: Limited Liability Company

State or Country Where Organized: New Jersey

Phone Number: 856-427-9070

Fax Number: 856-427-9073

GOODS AND/OR SERVICES

International Class: 032

Class Status: Active

Fruit juices, namely, fresh squeezed and organic fruit juice; organic vegetable juice; non-alcoholic beverages containing fruit juices; smoothies; vegetable juices

Basis: 1(a)

First Use Date: 2005-05-01

First Use in Commerce Date: 2005-06-02

International Class: 043

Class Status: Active

Bar services; Coffee-house and snack-bar services; Restaurant services; Snack bar and canteen services

Basis: 1(a)

First Use Date: 2005-05-01

First Use in Commerce Date: 2005-06-02

ADDITIONAL INFORMATION

Color(s) Claimed: The applicant claims color as a feature of the mark, namely, orange, two shades of green.

Description of Mark and Any Color Part(s): The mark consists of an orange juice drop underneath three leaves consisting of one darker shade of green between two lighter shade of green with four alternating dark green and light green dots encircling above the middle dark green leaf, all next to the word "animo" which appears in all small letters in orange with a green accent mark over the "a" in "animo" which word "animo" then appears directly above the word "JUICE" which appears in all capital letters in green.

Disclaimer: JUICE

Translation: The foreign wording in the mark translates into English as "spirit."

Design Search Code(s):

01.15.08 - Raindrop (a single drop); Single drop (rain, tear, etc.); Teardrop (a single drop)

05.03.25 - Leaf, single; Other leaves

26.01.15 - Circles, exactly three circles; Three circles

26.01.21 - Circles that are totally or partially shaded.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-07-03 - Registered - Principal Register

2007-04-17 - Published for opposition

2007-03-28 - Notice of publication

2007-03-01 - Law Office Publication Review Completed

2007-03-01 - Approved for Pub - Principal Register (Initial exam)

2007-02-23 - Teas/Email Correspondence Entered

2007-02-23 - Communication received from applicant

2007-02-21 - TEAS Response to Office Action Received

2007-02-21 - TEAS Change Of Correspondence Received

2007-02-12 - Final refusal e-mailed

2007-02-12 - Final Refusal Written

2007-02-07 - Undeliverable Mail - Courtesy Copy Mailed

2007-01-30 - Teas/Email Correspondence Entered

2007-01-17 - Communication received from applicant

2007-01-19 - Teas/Email Correspondence Entered

2007-01-19 - Communication received from applicant

2007-01-19 - Assigned To LIE

2007-01-17 - TEAS Response to Office Action Received

2007-01-17 - Petition To Revive-Granted

2007-01-17 - TEAS Petition To Revive Received
2006-11-17 - Abandonment Notice Mailed - Failure To Respond
2006-11-17 - Abandonment - Failure To Respond Or Late Response
2006-04-19 - Non-final action e-mailed
2006-04-19 - Non-Final Action Written
2006-04-19 - Removed From TEAS Plus
2006-04-17 - Assigned To Examiner
2005-10-17 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Michael L. Gentlesk, II

Correspondent

Michael L. Gentlesk, II
Law Office of Michael L. Gentlesk, II, E
Suite #1
446 Roxborough Avenue
Philadelphia PA 19128
Phone Number: 856-816-1331
Fax Number: 215-754-4324

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX51

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 20:43:33 ET

Serial Number: 78711186 Assignment Information Trademark Document Retrieval

Registration Number: 3231465

Mark

MY DRINK MY STYLE

(words only): MY DRINK MY STYLE

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2007-04-17

Filing Date: 2005-09-12

Transformed into a National Application: No

Registration Date: 2007-04-17

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-03-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. The Coca-Cola Company

Address:

The Coca-Cola Company
One Coca-Cola Plaza

Atlanta, GA 30313

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

Phone Number: 404-676-5315

Fax Number: 404-598-5315

GOODS AND/OR SERVICES

International Class: 032

Class Status: Active

Beverages, namely drinking waters, flavored waters, mineral and aerated waters; and other non-alcoholic beverages, namely, soft drinks, energy drinks and sports drinks; fruit drinks and juices

Basis: 1(a)

First Use Date: 2006-02-15

First Use in Commerce Date: 2006-03-01

International Class: 043

Class Status: Active

Restaurant services

Basis: 1(a)

First Use Date: 2006-02-15

First Use in Commerce Date: 2006-03-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-04-17 - Registered - Principal Register

2007-02-28 - Law Office Registration Review Completed

2007-02-27 - Assigned To LIE

2007-01-24 - Allowed for Registration - Principal Register (SOU accepted)

2007-01-22 - Statement of use processing complete

2006-11-15 - Amendment to Use filed

2006-11-15 - TEAS Statement of Use Received
2006-10-23 - Extension 1 granted
2006-09-15 - Extension 1 filed
2006-09-15 - TEAS Extension Received
2006-08-08 - Noa Mailed - SOU Required From Applicant
2006-05-16 - Published for opposition
2006-04-26 - Notice of publication
2006-03-29 - Law Office Publication Review Completed
2006-03-24 - Assigned To LIE
2006-03-22 - Approved for Pub - Principal Register (Initial exam)
2006-03-22 - Assigned To Examiner
2005-09-20 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Caroline K. Pearlstein

Correspondent

CAROLINE K. PEARLSTEIN
THE COCA-COLA COMPANY
1 COCA COLA PLZ NW
ATLANTA, GA 30313-2499
Phone Number: 404-676-5315
Fax Number: 404-598-5315

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX52**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 20:43:49 ET

Serial Number: 78643201 Assignment Information Trademark Document Retrieval

Registration Number: 3357255

Mark



Standard Character claim: No

Current Status: Registered.

Date of Status: 2007-12-18

Filing Date: 2005-06-03

Transformed into a National Application: No

Registration Date: 2007-12-18

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-11-15

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. TCBY Systems, LLC

Composed Of:

Michael Ward

Address:

TCBY Systems, LLC

Suit 400 2855 E. Cottonwood Parkway

Salt Lake, UT 84121

United States

Legal Entity Type: Limited Liability Company

State or Country Where Organized: Delaware

Phone Number: 801-736-5711

Fax Number: 801-736-5644

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

yogurt, yogurt based beverages, drinking yogurts, fruit topping, nut topping, and shelled nuts

Basis: 1(a)

First Use Date: 2006-07-31

First Use in Commerce Date: 2006-07-31

International Class: 030

Class Status: Active

Coffee, tea, cocoa, chocolate, flavored ices, cones for yogurt, frozen yogurt, sorbet, shakes, chocolate topping, marshmallow topping, granola topping, breakfast cereals topping, bread, muffins, brownies, cakes, bakery desserts, pastries, cookies, frozen confections and candy for consumption on and off the premises

Basis: 1(a)

First Use Date: 2006-07-31

First Use in Commerce Date: 2006-07-31

International Class: 031

Class Status: Active

Fresh fruits

Basis: 1(a)

First Use Date: 2006-07-31

First Use in Commerce Date: 2006-07-31

International Class: 032

Class Status: Active

smoothies, fruit drinks and fruit juices, sparkling water, spring water, flavored waters and pop

Basis: 1(a)

First Use Date: 2006-07-31

First Use in Commerce Date: 2006-07-31

International Class: 043

Class Status: Active

Restaurant services featuring fresh and frozen yogurt products and dessert items

Basis: 1(a)

First Use Date: 2006-07-31

First Use in Commerce Date: 2006-07-31

ADDITIONAL INFORMATION

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s):

05.03.25 - Leaf, single; Other leaves

05.09.06 - Avocados; Fruits with pits (apricots, peaches, plums, olives and the like)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-12-18 - Registered - Principal Register

2007-11-15 - Law Office Registration Review Completed

2007-11-14 - Allowed for Registration - Principal Register (SOU accepted)

2007-11-01 - Amendment From Applicant Entered

2007-11-01 - Communication received from applicant

2007-11-01 - Assigned To LIE

2007-10-03 - FAX RECEIVED

2007-09-01 - Statement of use processing complete

2007-08-16 - Amendment to Use filed

2007-08-16 - TEAS Statement of Use Received

2007-07-03 - Noa Mailed - SOU Required From Applicant

2007-04-24 - Opposition terminated for Proceeding

2007-04-24 - Opposition dismissed for Proceeding

2007-03-13 - Case Assigned To TTAB

2007-03-13 - Notice of Allowance canceled

2006-11-15 - PAPER RECEIVED

2007-03-06 - Noa Mailed - SOU Required From Applicant

2007-01-05 - PAPER RECEIVED
2007-01-10 - Opposition terminated for Proceeding
2007-01-10 - Opposition dismissed for Proceeding
2006-09-13 - Assignment Of Ownership Not Updated Automatically
2006-08-21 - Opposition instituted for Proceeding
2006-06-21 - Opposition instituted for Proceeding
2006-03-23 - Extension Of Time To Oppose Received
2006-02-21 - Published for opposition
2006-02-01 - Notice of publication
2006-01-06 - Law Office Publication Review Completed
2005-12-30 - Assigned To LIE
2005-12-26 - Approved for Pub - Principal Register (Initial exam)
2005-12-26 - Examiner's Amendment Entered
2005-12-26 - Examiners amendment e-mailed
2005-12-26 - Examiners Amendment -Written
2005-12-26 - Assigned To Examiner
2005-06-10 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Michael Ward

Correspondent

Michael Ward
TCBY SYSTEMS, LLC
2855 E COTTONWOOD PKWY STE 400
SALT LAKE CITY UT 84121-7050
Phone Number: 801-736-5725

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX53**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 20:44:11 ET

Serial Number: 78628351 Assignment Information Trademark Document Retrieval

Registration Number: 3274286

Mark



(words only): MAUI WOWI

Standard Character claim: No

Current Status: Registered.

Date of Status: 2007-08-07

Filing Date: 2005-05-12

Transformed into a National Application: No

Registration Date: 2007-08-07

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-08-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Maui Wowi Inc.

Address:

Maui Wowi Inc.
Suite 1050 5445 DTC Parkway

Greenwood Village, CO 80111

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Colorado

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

Frozen confections; frozen fruit bars; coffee; and coffee-based beverages containing milk

Basis: 1(a)

First Use Date: 2005-03-04

First Use in Commerce Date: 2005-03-04

International Class: 032

Class Status: Active

non-alcoholic beverages, namely, blended frozen fruit drinks containing fruit, fruit juices and other natural ingredients; bottled drinking water

Basis: 1(a)

First Use Date: 2005-03-04

First Use in Commerce Date: 2005-03-04

International Class: 035

Class Status: Active

mobile and stand alone carts and food kiosks, featuring frozen fruit bars, blended frozen drinks, coffee and coffee-based beverages containing milk, bottled water and snacks

Basis: 1(a)

First Use Date: 2005-02-22

First Use in Commerce Date: 2005-02-22

International Class: 043

Class Status: Active

restaurant services featuring frozen fruit bars, blended frozen fruit drinks, coffee and coffee-based beverages containing milk, bottled water and snacks

Basis: 1(a)

First Use Date: 2005-02-22

First Use in Commerce Date: 2005-02-22

ADDITIONAL INFORMATION

Design Search Code(s):

05.01.03 - Palm trees

05.01.10 - More than one tree or bush; thicket; group of trees; Thicket

21.03.27 - Body boards; Snowboards; Surfboards

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-08-07 - Registered - Principal Register

2007-05-22 - Published for opposition

2007-05-02 - Notice of publication

2007-03-26 - Law Office Publication Review Completed

2007-03-21 - Approved for Pub - Principal Register (Initial exam)

2007-03-21 - Teas/Email Correspondence Entered

2007-03-21 - Communication received from applicant

2007-03-21 - Applicant/Correspondence Changes (Non-Responsive) Entered

2007-03-21 - Assigned To LIE

2007-02-14 - TEAS Response to Office Action Received

2006-09-26 - TEAS Change Of Correspondence Received

2006-08-23 - NON-FINAL ACTION E-MAILED

2006-08-23 - Non-Final Action Written

2006-08-16 - Previous allowance count withdrawn

2006-08-14 - Withdrawn From Pub - Og Review Query

2006-07-11 - Law Office Publication Review Completed

2006-07-07 - Assigned To LIE

2006-06-30 - Approved for Pub - Principal Register (Initial exam)

2006-06-30 - Teas/Email Correspondence Entered

2006-06-20 - Communication received from applicant

2006-06-20 - TEAS Response to Office Action Received

2005-12-21 - Non-final action e-mailed

2005-12-21 - Non-Final Action Written

2005-12-09 - Assigned To Examiner

2005-05-19 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Mark I. Feldman

Correspondent

MARK I. FELDMAN

DLA PIPER US LLP

P.O. BOX 64807

CHICAGO, IL 60664-0807

Phone Number: 312.368.4000

Fax Number: 312.236.7516

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX54**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 20:45:00 ET

Serial Number: 78583321 Assignment Information Trademark Document Retrieval

Registration Number: 3060428

Mark

The logo for "WILD OATS" is displayed in a bold, stylized, outlined font. The letters are thick and have a double outline, giving it a three-dimensional appearance. The word "WILD" is followed by a space and then the word "OATS".

(words only): WILD OATS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2006-02-21

Filing Date: 2005-03-09

Transformed into a National Application: No

Registration Date: 2006-02-21

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-02-21

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Wild Marks, Inc.

Address:

Wild Marks, Inc.
2215-B Renaissance Dr., Suite #5

Las Vegas, NV 89119

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Nevada

GOODS AND/OR SERVICES

International Class: 003

Class Status: Active

lip balm

Basis: 1(a)

First Use Date: 2005-01-08

First Use in Commerce Date: 2005-01-08

International Class: 005

Class Status: Active

Nutritional supplements; herbal supplements; mineral supplements; vitamins; vitamin supplements; minerals; herbs and herbal tinctures

Basis: 1(a)

First Use Date: 2004-03-30

First Use in Commerce Date: 2004-03-30

International Class: 016

Class Status: Active

Paper towels; plastic wrap; sandwich bags; plastic food storage bags for household use; trash bags; plastic trash bags; bathroom tissue; facial tissue

Basis: 1(a)

First Use Date: 2004-01-15

First Use in Commerce Date: 2004-01-15

International Class: 029

Class Status: Active

Processed beans; edible oils, namely canola oil and grapeseed oil; butter; canned tomatoes; potato chips; tuna fish; frozen fruit; fruit based spreads; soups; broth; tomato paste; peeled tomatoes; tomato sauce; canned fruits; frozen vegetables; frozen French fried potatoes; frozen processed potatoes; raisins; bacon; shrimp; tofu; milk; soy based beverage used as a milk substitute; rice based beverage used as a milk substitute; peanut butter; olive oil; almond butter; processed olives; cranberry sauce; packaged bulk roasted nuts; packaged bulk shelled nuts; packaged bulk dried fruit; packaged bulk granola; packaged bulk trail mix consisting primarily of dried fruits and nuts; eggs; packaged bulk processed quinoa

Basis: 1(a)

First Use Date: 2003-01-15

First Use in Commerce Date: 2003-01-15

International Class: 030

Class Status: Active

Spaghetti sauce; salsa; tortillas; tortilla chips; pizza; cookies; chocolate; chocolate truffles; waffles; maple syrup; microwave popcorn; caramel popcorn; snack mix consisting primarily of caramel popcorn and almonds; pretzels; relish; pickles; ketchup; mustard; pasta; breakfast cereals; barbecue sauce; crackers; pasta sauce; bagels; bread; bakery products; buns; rugalach; pita bread; English muffins; packaged bulk candy; packaged bulk processed wheat germ; tea; packaged bulk chocolate espresso

coffee beans

Basis: 1(a)

First Use Date: 2003-08-01

First Use in Commerce Date: 2003-08-01

International Class: 032

Class Status: Active

Mineral water; fruit juice; orange juice; grapefruit juice; aerated fruit juice; fruit flavored soft drinks; carbonated soft drinks; spring water

Basis: 1(a)

First Use Date: 2003-01-01

First Use in Commerce Date: 2003-01-01

International Class: 035

Class Status: Active

Retail grocery, vitamin and health food store services; retail delicatessen services

Basis: 1(a)

First Use Date: 2001-11-14

First Use in Commerce Date: 2001-11-14

International Class: 043

Class Status: Active

Restaurant services; café services; juice bar services; coffee bar services; delicatessens; sushi bar services

Basis: 1(a)

First Use Date: 2001-11-14

First Use in Commerce Date: 2001-11-14

ADDITIONAL INFORMATION

Description of Mark: The mark consists of a stylized version of the words WILD OATS.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-11-02 - Applicant/Correspondence Changes (Non-Responsive) Entered

2006-11-02 - TEAS Change Of Owner Address Received

2006-02-21 - Registered - Principal Register

2005-11-29 - Published for opposition

2005-11-09 - Notice of publication
2005-10-06 - Law Office Publication Review Completed
2005-10-06 - Assigned To LIE
2005-09-26 - Approved for Pub - Principal Register (Initial exam)
2005-09-23 - Amendment From Applicant Entered
2005-09-07 - Communication received from applicant
2005-09-07 - TEAS Response to Office Action Received
2005-04-12 - Non-final action e-mailed
2005-04-12 - Non-Final Action Written
2005-04-12 - Assigned To Examiner
2005-03-15 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Miriam D. Trudell

Correspondent

Miriam D. Trudell

Sheridan Ross P.C.

1560 Broadway, Suite 1200

Denver CO 80202

Phone Number: 303-863-9700

Fax Number: 303-863-0223

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX55

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 20:45:21 ET

Serial Number: 78570722 Assignment Information Trademark Document Retrieval

Registration Number: 3191182

Mark

"WE SQUEEZE YOU ENJOY"

(words only): "WE SQUEEZE YOU ENJOY"

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2007-01-02

Filing Date: 2005-02-18

Transformed into a National Application: No

Registration Date: 2007-01-02

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov.

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-01-02

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. TROPICAL SQUEEZE PROPERTIES, LLC

Address:

TROPICAL SQUEEZE PROPERTIES, LLC
40 ENGLEWOOD, SUITE G

ORION, MI 48359

United States

Legal Entity Type: Limited Liability Company

State or Country Where Organized: Michigan

GOODS AND/OR SERVICES

International Class: 032

Class Status: Active

Smoothies, frozen smoothies, fruit juices, frozen fruit juices, sparkling fruit juices, soft drinks, carbonated soft drinks, flavored syrups for beverages, non-alcoholic fruit extracts used in the preparation of beverages, non-alcoholic liquid and powdered beverage mixes for non-medical purposes, bottled drinking water and mineral water

Basis: 1(a)

First Use Date: 2004-11-22

First Use in Commerce Date: 2004-11-22

International Class: 043

Class Status: Active

Juice bar services, coffee shop services, restaurant services and carry-out restaurant services

Basis: 1(a)

First Use Date: 2004-11-22

First Use in Commerce Date: 2004-11-22

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-01-02 - Registered - Principal Register

2006-10-17 - Published for opposition

2006-09-27 - Notice of publication

2006-09-05 - Law Office Publication Review Completed

2006-09-01 - Assigned To LIE

2006-08-17 - Approved for Pub - Principal Register (Initial exam)

2006-08-10 - Teas/Email Correspondence Entered
2006-07-31 - Communication received from applicant
2006-07-31 - TEAS Response to Office Action Received
2006-04-18 - Final refusal e-mailed
2006-04-18 - Final Refusal Written
2006-03-21 - Teas/Email Correspondence Entered
2006-03-08 - Communication received from applicant
2006-03-08 - TEAS Response to Office Action Received
2005-09-15 - Non-final action e-mailed
2005-09-15 - Non-Final Action Written
2005-09-15 - Assigned To Examiner
2005-03-02 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Michelle L. Visser

Correspondent

MICHELLE L. VISSER
RADER, FISHMAN & GRAUER PLLC
39533 WOODWARD AVE STE 140
BLOOMFIELD HILLS, MI 48304-5098
Phone Number: 248.594.0644
Fax Number: 248.594.0610

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX56

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 20:45:38 ET

Serial Number: 78570620 Assignment Information Trademark Document Retrieval

Registration Number: 3230950

Mark

YOVANA

(words only): YOVANA

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2007-04-17

Filing Date: 2005-02-18

Transformed into a National Application: No

Registration Date: 2007-04-17

Register: Principal

Law Office Assigned: LAW OFFICE 110

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-03-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. TCBY Systems, LLC

Address:

TCBY Systems, LLC
Suite 400 2855 E. Cottonwood Parkway
Salt Lake, UT 84121
United States

Legal Entity Type: Limited Liability Company

State or Country Where Organized: Delaware

Phone Number: 801-736-5711

Fax Number: 801-736-5644

GOODS AND/OR SERVICES

International Class: 029**Class Status:** Active

Yogurt, yogurt based beverages, drinking yogurts, fruit topping, nut topping, and shelled nuts

Basis: 1(a)**First Use Date:** 2005-07-19**First Use in Commerce Date:** 2005-07-19**International Class:** 030**Class Status:** Active

Coffee, tea, cocoa, chocolate, flavored ices, cones for yogurt, frozen yogurt, sorbet, shakes, chocolate topping, marshmallow topping, granola and granola based snack bars, breakfast cereals, ready to eat cereal derived food bars, bread, muffins, brownies, cakes, bakery desserts, pastries, cookies, frozen confections and candy

Basis: 1(a)**First Use Date:** 2005-07-19**First Use in Commerce Date:** 2005-07-19**International Class:** 031**Class Status:** Active

Fresh fruits

Basis: 1(a)**First Use Date:** 2005-07-19**First Use in Commerce Date:** 2005-07-19**International Class:** 032**Class Status:** Active

Smoothies, fruit drinks and fruit juices, sparkling water, spring water, flavored waters and pop

Basis: 1(a)**First Use Date:** 2005-07-19**First Use in Commerce Date:** 2005-07-19**International Class:** 043**Class Status:** Active

Restaurant services

Basis: 1(a)**First Use Date:** 2005-07-19**First Use in Commerce Date:** 2005-07-19

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

USPTO Reference Number: A0002231**International Registration Number:** 0874433

International Registration Date: 2005-08-08

Original Filing Date with USPTO: 2005-08-08

International Registration Status: Application For IR Registered By IB

Date of International Registration Status: 2006-02-23

International Registration Renewal Date: 2015-08-08

Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:

08-03-2007 - 10:45:19 - Ceasing Of Effect Reviewed - No Action Required By Office

08-01-2007 - 07:36:59 - Partial Ceasing Of Effect To Be Processed

02-24-2006 - 07:02:33 - Application For IR Registered By IB

01-19-2006 - 15:00:24 - Irregularity Response Sent To IB

01-18-2006 - 16:08:46 - Response To Irregularity Reviewed And Accepted

01-18-2006 - 14:06:42 - Irregularity Response Received From Applicant

12-14-2005 - 09:02:24 - Irregularity Notice Received From IB

08-08-2005 - 15:00:20 - IR Certified And Sent To IB

08-08-2005 - 11:16:55 - New Application For IR Received

08-08-2005 - 11:16:55 - Automatically Certified

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-04-17 - Registered - Principal Register

2007-02-27 - Law Office Registration Review Completed

2007-02-27 - Allowed for Registration - Principal Register (SOU accepted)

2007-02-09 - Amendment From Applicant Entered

2007-01-17 - Communication received from applicant

2007-02-09 - Assigned To LIE

2007-01-17 - PAPER RECEIVED

2006-09-13 - Assignment Of Ownership Not Updated Automatically

2006-07-18 - NON-FINAL ACTION E-MAILED

2006-07-18 - SU - Non-Final Action - Written

2006-06-21 - Statement of use processing complete

2006-04-14 - Amendment to Use filed

2006-04-14 - TEAS Statement of Use Received

2006-01-17 - Noa Mailed - SOU Required From Applicant
2005-10-25 - Published for opposition
2005-10-05 - Notice of publication
2005-08-02 - Law Office Publication Review Completed
2005-07-15 - Assigned To LIE
2005-07-14 - Approved for Pub - Principal Register (Initial exam)
2005-07-14 - EXAMINERS AMENDMENT E-MAILED
2005-07-14 - Examiners Amendment -Written
2005-06-21 - Teas/Email Correspondence Entered
2005-06-14 - Communication received from applicant
2005-06-14 - TEAS Response to Office Action Received
2005-06-03 - Non-final action e-mailed
2005-06-03 - Non-Final Action Written
2005-05-18 - Assigned To Examiner
2005-03-17 - Attorney Revoked And/Or Appointed
2005-03-17 - TEAS Revoke/Appoint Attorney Received
2005-03-02 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Michael Ward

Correspondent

Michael Ward
TCBY Systems, LLC
Suite 400
2855 E. Cottonwood Parkway
Salt Lake, UT 84121
Phone Number: 801-736-5710
Fax Number: 801-736-5944

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX57**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:27:42 ET

Serial Number: 78551349 Assignment Information Trademark Document Retrieval

Registration Number: 3155097

Mark

HARPOON

(words only): HARPOON

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-10-10

Filing Date: 2005-01-21

Transformed into a National Application: No

Registration Date: 2006-10-10

Register: Principal

Law Office Assigned: LAW OFFICE 115

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-08-29

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Mass. Bay Brewing Company, Inc.

Address:

Mass. Bay Brewing Company, Inc.
306 Northern Avenue

Boston, MA 02210

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Massachusetts

GOODS AND/OR SERVICES

International Class: 032

Class Status: Active

Soft drinks

Basis: 1(a)

First Use Date: 2005-08-30

First Use in Commerce Date: 2005-08-30

International Class: 043

Class Status: Active

Bar and restaurant services

Basis: 1(a)

First Use Date: 2005-03-16

First Use in Commerce Date: 2005-03-16

ADDITIONAL INFORMATION

Prior Registration Number(s):

1593325

2205785

2367876

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-10-10 - Registered - Principal Register

2006-08-28 - Law Office Registration Review Completed

2006-08-18 - Assigned To LIE

2006-08-14 - Allowed for Registration - Principal Register (SOU accepted)

2006-08-11 - Statement of use processing complete

2006-08-11 - Extension 1 granted

2006-07-14 - Extension 1 filed
2006-07-13 - Amendment to Use filed
2006-07-14 - TEAS Extension Received
2006-07-13 - TEAS Statement of Use Received
2006-01-17 - Noa Mailed - SOU Required From Applicant
2005-10-25 - Published for opposition
2005-10-05 - Notice of publication
2005-09-13 - Law Office Publication Review Completed
2005-08-26 - Assigned To LIE
2005-08-20 - Approved for Pub - Principal Register (Initial exam)
2005-08-20 - Assigned To Examiner
2005-01-31 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Peter Kunin

Correspondent

PETER KUNIN
DOWNS RACHLIN MARTIN PLLC
PO BOX 190
BURLINGTON, VT 05402-0190
Phone Number: 802-863-2375
Fax Number: 802-862-7512

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX58**

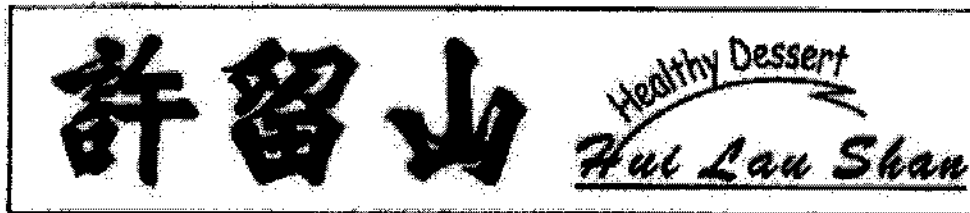
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:28:05 ET

Serial Number: 78543754 Assignment Information Trademark Document Retrieval

Registration Number: 3269294

Mark



(words only): HUI LAU SHAN HEALTHY DESSERT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2007-07-24

Filing Date: 2005-01-07

Transformed into a National Application: No

Registration Date: 2007-07-24

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-06-15

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Hui Lau Shan Food Manufacturing Company Limited

Address:

Hui Lau Shan Food Manufacturing Company Limited
3rd Floor Fu Wah Industrial Building 17 Hi Yip Street, Yuen Long

New Territories

Hong Kong

Legal Entity Type: Limited Liability Company

State or Country Where Organized: Hong Kong

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

sago with fruit juice; sago with mixed fruit and mixed fruit juice; bird's nest-based beverages; harsmar-based beverages; puddings containing sago; turnip cakes; taro cakes; Chinese New Year cakes; edible ices; puddings made of tortoise shells and herbs; sweet bean paste; cakes made of harsmar, red bean and coconut juice; herbal tea; chrysanthemum tea

Basis: 1(a)

First Use Date: 1998-10-13

First Use in Commerce Date: 2002-07-00

International Class: 032

Class Status: Active

fruit drinks and fruit juices; fruit flavored beverages; beverages made of sweetened bird's nest; beverages made of harsmar; fruit beverages flavored with coconut milk

Basis: 1(a)

First Use Date: 1998-10-13

First Use in Commerce Date: 2002-07-00

International Class: 043

Class Status: Active

catering services, restaurant and cafeteria services, take-out restaurant services

Basis: 1(a)

First Use Date: 1998-10-13

First Use in Commerce Date: 2002-07-00

ADDITIONAL INFORMATION

Disclaimer: "healthy dessert"

Translation: HUI is a surname, LAU means "to stay," and "SHAN" means mountain.

Transliteration: The non-Latin characters in the mark transliterate to HUI, LAU and SHAN.

Design Search Code(s):

26.11.01 - Rectangles as carriers or rectangles as single or multiple line borders

26.17.13 - Letters or words underlined and/or overlined by one or more strokes or lines; Overlined words or letters; Underlined words or letters

28.01.03 - Asian characters; Chinese characters; Japanese characters

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-07-24 - Registered - Principal Register

2007-05-10 - Law Office Registration Review Completed

2007-05-09 - Assigned To LIE

2007-04-20 - Allowed for Registration - Principal Register (SOU accepted)

2007-04-20 - Statement of use processing complete

2007-01-24 - Amendment to Use filed

2007-01-24 - TEAS Statement of Use Received

2006-07-25 - Noa Mailed - SOU Required From Applicant

2006-05-02 - Published for opposition

2006-04-12 - Notice of publication

2006-04-11 - Attorney Revoked And/Or Appointed

2006-04-11 - TEAS Revoke/Appoint Attorney Received

2006-02-28 - Law Office Publication Review Completed

2006-02-24 - Assigned To LIE

2006-02-21 - Examiner's amendment mailed

2006-02-20 - Approved for Pub - Principal Register (Initial exam)

2006-02-20 - Examiner's Amendment Entered

2006-02-20 - Examiners Amendment -Written

2006-02-17 - Teas/Email Correspondence Entered

2006-02-03 - Communication received from applicant

2006-02-03 - TEAS Response to Office Action Received

2005-08-10 - Non-final action mailed

2005-08-09 - Non-Final Action Written

2005-08-09 - Assigned To Examiner

2005-01-19 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jordan A. LaVine

Correspondent

JORDAN A LAVINE

FLASTER/GREENBERG PC

1628 JOHN F KENNEDY BLVD 15TH FL

PHILADELPHIA, PA 19103

Phone Number: 215.279.9393

Fax Number: 215.279.9394

Domestic Representative

Jordan A. LaVine

Phone Number: 215-965-1247

Fax Number: 215-965-1210

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX59

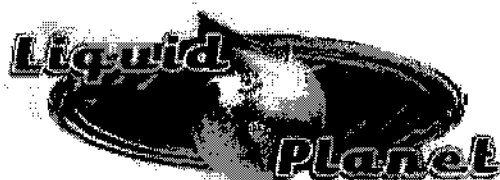
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-08 18:55:52 ET

Serial Number: 78423563 Assignment Information Trademark Document Retrieval

Registration Number: 2930985

Mark



(words only): LIQUID PLANET

Standard Character claim: No

Current Status: Applicant has filed a request for issuance of a concurrent use registration and the proceeding is pending before the Trademark Trial and Appeal Board.

Date of Status: 2007-09-11

Filing Date: 2004-05-24

Transformed into a National Application: No

Registration Date: 2005-03-08

Register: Principal

Law Office Assigned: LAW OFFICE 107

Attorney Assigned:
SOMERVILLE ARETHA CHARESE

Current Location: L7D -TMEG Law Office 107 - Docket Clerk

Date In Location: 2007-06-12

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Liquid Planet, Inc.

Address:
Liquid Planet, Inc.

11610 Edgewater Dr.
Cleveland, OH 44102
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Ohio

GOODS AND/OR SERVICES

International Class: 032

Class Status: Active

non-alcoholic beverages, namely smoothies

Basis: 1(a)

First Use Date: 2002-01-24

First Use in Commerce Date: 2002-01-24

International Class: 043

Class Status: Active

Restaurant services

Basis: 1(a)

First Use Date: 2002-01-24

First Use in Commerce Date: 2002-01-24

ADDITIONAL INFORMATION

Design Search Code(s):

01.07.01 - Globes with outlines of continents

01.15.08 - Raindrop (a single drop); Single drop (rain, tear, etc.); Teardrop (a single drop)

26.03.21 - Ovals that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-05-07 - TEAS Change Of Correspondence Received

2007-09-11 - Concurrent use Proc. Instituted for Proceeding

2007-06-12 - Assigned To Examiner

2007-04-09 - Concurrent use Proc. Instituted for Proceeding

2007-04-09 - Concurrent use Proc. Instituted for Proceeding

2007-04-09 - Concurrent use Proc. Instituted for Proceeding
2007-04-09 - Concurrent use Proc. Instituted for Proceeding
2006-05-25 - Concurrent use Proc. Instituted for Proceeding
2005-03-08 - Registered - Principal Register
2004-12-14 - Published for opposition
2004-11-24 - Notice of publication
2004-10-07 - Law Office Publication Review Completed
2004-10-01 - Assigned To LIE
2004-09-30 - Approved for Pub - Principal Register (Initial exam)
2004-09-30 - Assigned To Examiner
2004-06-25 - TEAS Preliminary Amendment Received
2004-06-01 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Robert A. Sidoti

Correspondent

Robert A. Sidoti
FAY SHARPE LLP
The Halle Building, 5th Floor
1228 Euclid Avenue
Cleveland OH 44115
Phone Number: 216-363-9000
Fax Number: 216-363-9001

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX60**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-08 18:56:07 ET

Serial Number: 78422949 Assignment Information Trademark Document Retrieval

Registration Number: 2929039

Mark

LIQUID PLANET

(words only): LIQUID PLANET

Standard Character claim: Yes

Current Status: Applicant has filed a request for issuance of a concurrent use registration and the proceeding is pending before the Trademark Trial and Appeal Board.

Date of Status: 2007-09-11

Filing Date: 2004-05-21

Transformed into a National Application: No

Registration Date: 2005-03-01

Register: Principal

Law Office Assigned: LAW OFFICE 107

Attorney Assigned:
STEEL ALYSSA PALADINO

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-03-01

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Liquid Planet, Inc.

Address:
Liquid Planet, Inc.

11610 Edgewater Dr.
Cleveland, OH 44102
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Ohio

GOODS AND/OR SERVICES

International Class: 032

Class Status: Active

non-alcoholic beverages, namely smoothies

Basis: 1(a)

First Use Date: 2002-01-24

First Use in Commerce Date: 2002-01-24

International Class: 043

Class Status: Active

Restaurant services

Basis: 1(a)

First Use Date: 2002-01-24

First Use in Commerce Date: 2002-01-24

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-05-07 - TEAS Change Of Correspondence Received

2007-09-11 - Concurrent use Proc. Instituted for Proceeding

2007-06-12 - Assigned To Examiner

2007-04-09 - Concurrent use Proc. Instituted for Proceeding

2007-04-09 - Concurrent use Proc. Instituted for Proceeding

2007-04-09 - Concurrent use Proc. Instituted for Proceeding

2007-04-09 - Concurrent use Proc. Instituted for Proceeding

2006-05-25 - Concurrent use Proc. Instituted for Proceeding
2006-02-02 - Concurrent use Proc. Instituted for Proceeding
2005-03-01 - Registered - Principal Register
2004-12-07 - Published for opposition
2004-11-17 - Notice of publication
2004-10-04 - Law Office Publication Review Completed
2004-10-01 - Assigned To LIE
2004-09-30 - Approved for Pub - Principal Register (Initial exam)
2004-09-30 - Assigned To Examiner
2004-06-25 - TEAS Preliminary Amendment Received
2004-05-28 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Robert A. Sidoti

Correspondent

Robert A. Sidoti
FAY SHARPE LLP
The Halle Building, 5th Floor
1228 Euclid Avenue
Cleveland OH 44115
Phone Number: 216-363-9000
Fax Number: 216-363-9001

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX61**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:29:29 ET

Serial Number: 78448144 Assignment Information Trademark Document Retrieval

Registration Number: 3410318

Mark

**JAVA JOHNNY'S
MIDTOWNE CAFE**

(words only): JAVA JOHNNY'S MIDTOWNE CAFE

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2008-04-08

Filing Date: 2004-07-09

Transformed into a National Application: No

Registration Date: 2008-04-08

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-03-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Ridge, John M.

Address:

Ridge, John M.
210 N. Breiel Blvd., Suite 200

Middletown, OH 45042

United States

Legal Entity Type: Individual

Country of Citizenship: United States

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

ready-to-drink coffee, ready-to-drink coffee based beverages; ice cream, sherbet, sorbet, milkshakes, flavored ices and frozen confections

Basis: 1(a)

First Use Date: 2004-11-01

First Use in Commerce Date: 2004-11-01

International Class: 032

Class Status: Active

coffee flavored non-carbonated soft drinks and syrups and extracts for making flavored soft drinks and milk based beverages

Basis: 1(a)

First Use Date: 2004-11-01

First Use in Commerce Date: 2004-11-01

International Class: 035

Class Status: Active

wholesale distributorships, retail outlets and mail order services featuring ground and whole bean coffee; tea; cocoa; coffee and espresso beverages and beverages made with a base of coffee, espresso, and/or milk; powdered flavorings; flavoring syrups; baked goods, namely, muffins, scones, biscuits, cookies; pastries, cakes and breads, and ready-to-make mixes of the same; packaged foods; sandwiches and prepared foods; chocolate and confectionery items; ready-to-eat cereals; dried fruits; fruit based and vegetable based spreads; juices; soft drinks; electric appliances, namely, tea and coffee kettles, coffee makers, espresso makers and coffee grinders; housewares and non-electric appliances, namely, hand-operated coffee grinders and coffee mills, insulated coffee and beverage cups; collapsible cup carriers and caddies, non-paper coasters, insulated vacuum bottles, coffee cups; tea cups and mugs, glassware, dishes, plates and bowls, trivets, storage canisters for coffee beans, tea and candy; non-electric drip coffee makers and non-electric plunger style coffee makers; paper and non-paper coffee filters; furniture; watches; clocks; toys; books; musical recordings; T-shirts, caps, sweatshirts, jackets, aprons and clothing

Basis: 1(a)

First Use Date: 2004-11-01

First Use in Commerce Date: 2004-11-01

International Class: 043

Class Status: Active

restaurant, cafe and coffee house services

Basis: 1(a)

First Use Date: 2004-11-01

First Use in Commerce Date: 2004-11-01

ADDITIONAL INFORMATION

Disclaimer: "CAFE"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-04-08 - Registered - Principal Register

2008-03-05 - Law Office Registration Review Completed

2008-03-05 - Allowed for Registration - Principal Register (SOU accepted)

2008-02-12 - Teas/Email Correspondence Entered

2008-02-12 - Communication received from applicant

2008-02-12 - TEAS Response to Office Action Received

2008-02-12 - TEAS Response to Office Action Received

2007-09-05 - Notification Of Non-Final Action E-Mailed

2007-09-05 - NON-FINAL ACTION E-MAILED

2007-09-05 - SU - Non-Final Action - Written

2007-08-16 - Statement of use processing complete

2007-05-17 - Amendment to Use filed

2007-05-17 - TEAS Statement of Use Received

2007-05-08 - Noa Mailed - SOU Required From Applicant

2007-02-13 - Published for opposition

2007-01-24 - Notice of publication

2006-12-18 - Law Office Publication Review Completed

2006-12-18 - Approved for Pub - Principal Register (Initial exam)

2006-12-08 - Examiner's Amendment Entered

2006-12-07 - Assigned To LIE

2006-12-07 - EXAMINERS AMENDMENT E-MAILED

2006-12-07 - Examiners Amendment -Written

2006-09-06 - LETTER OF SUSPENSION E-MAILED

2006-09-06 - Suspension Letter Written

2006-08-17 - Examiner's Amendment Entered

2006-08-17 - EXAMINERS AMENDMENT E-MAILED

2006-08-17 - Examiners Amendment -Written

2006-08-17 - Assigned To Examiner

2006-07-25 - Ex parte appeal - Instituted

2006-07-25 - Jurisdiction Restored To Examining Attorney

2006-06-29 - Reinstatement Granted - TTAB Appeal Filed

2006-05-26 - Petition To Revive-Received

2006-05-26 - FAX RECEIVED

2006-04-20 - Abandonment Notice Mailed - Failure To Respond

2006-04-19 - Abandonment - Failure To Respond Or Late Response

2005-09-06 - Final refusal e-mailed

2005-09-06 - Final Refusal Written

2005-08-11 - Amendment From Applicant Entered

2005-08-08 - Communication received from applicant

2005-08-08 - PAPER RECEIVED

2005-02-15 - Non-final action e-mailed

2005-02-15 - Non-Final Action Written

2005-02-14 - Assigned To Examiner

2004-07-15 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jason H. Foster

Correspondent

JASON H. FOSTER

KREMBLAS, FOSTER, PHILLIPS & POLLOCK

7632 SLATE RIDGE BLVD

REYNOLDSBURG OH 43068-8159

Phone Number: 614/575-2100

Fax Number: 614/575-2149

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX62**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:29:47 ET

Serial Number: 78477137 Assignment Information Trademark Document Retrieval

Registration Number: 3013320

Mark

SUBWAY

(words only): SUBWAY

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2005-11-08

Filing Date: 2004-09-01

Transformed into a National Application: No

Registration Date: 2005-11-08

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov.

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-11-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Doctor's Associates Inc.

Address:

Doctor's Associates Inc.
300 South Pine Island Road Suite 306

Plantation, FL 33324

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Florida

Phone Number: (203) 877-4281 Ext. 1573

Fax Number: (203) 876-6690

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

Garden salads; vegetable and meat salads; milk-based beverages consisting primarily of milk and fruit; potato chips; combination meals consisting primarily of vegetable and meat salads, a snack and a soft drink for consumption on or off the premises

Basis: 1(a)

First Use Date: 1974-12-31

First Use in Commerce Date: 1974-12-31

International Class: 030

Class Status: Active

Sandwiches and wrap sandwiches; baked goods for consumption on or off the premises; snacks namely pretzels, corn chips, tortilla chips, puffed corn curls, popped corn, cakes, pastries, cookies; dressings for salads, sandwiches and wraps, namely, salad dressings used on salads, sandwiches and wraps; combination meals consisting primarily of a sandwich, a snack and a soft drink for consumption on or off the premises

Basis: 1(a)

First Use Date: 1974-12-31

First Use in Commerce Date: 1974-12-31

International Class: 032

Class Status: Active

Soft Drinks, fruit based beverage consisting primarily of fruit and crushed ice and fruit juice drinks containing water, all for consumption on or off the premises

Basis: 1(a)

First Use Date: 1974-12-31

First Use in Commerce Date: 1974-12-31

International Class: 043

Class Status: Active

Restaurant services; sandwich shop services; catering services; take-out food services

Basis: 1(a)

First Use Date: 1967-08-21

First Use in Commerce Date: 1967-08-21

ADDITIONAL INFORMATION

Prior Registration Number(s):

1174608

1307340

1307341

MADRID PROTOCOL INFORMATION

USPTO Reference Number: Z1231453
International Registration Number: 0851791
International Registration Date: 2004-09-03
Original Filing Date with USPTO: 2004-09-03
International Registration Status: Application For IR Registered By IB
Date of International Registration Status: 2005-07-14
International Registration Renewal Date: 2014-09-03
Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:

05-24-2007 - 17:47:27 - Partial Ceasing Of Effect Processed By IB
10-23-2006 - 21:00:28 - Partial Ceasing Of Effect Notice Sent To IB
10-23-2006 - 09:32:10 - Ceasing Of Effect Processed
10-04-2006 - 08:59:30 - Partial Ceasing Of Effect To Be Processed
07-14-2005 - 15:24:39 - Application For IR Registered By IB
02-08-2005 - 15:58:25 - Irregularity Response Sent To IB
02-08-2005 - 14:52:19 - Response To Irregularity Reviewed And Accepted
02-07-2005 - 14:55:38 - Irregularity Response Received From Applicant
01-26-2005 - 13:34:13 - Response To Irregularity Reviewed And Rejected
01-25-2005 - 15:00:39 - Irregularity Response Received From Applicant
12-01-2004 - 08:52:01 - Irregularity Notice Received From IB
09-09-2004 - 13:56:34 - Manually Certified
09-09-2004 - 10:57:49 - New Application For IR Received

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-11-08 - Applicant/Correspondence Changes (Non-Responsive) Entered
2007-11-08 - TEAS Change Of Owner Address Received
2005-11-08 - Registered - Principal Register
2005-08-16 - Published for opposition
2005-07-27 - Notice of publication
2005-06-09 - Attorney Revoked And/Or Appointed
2005-06-09 - TEAS Revoke/Appoint Attorney Received
2005-06-09 - Attorney Revoked And/Or Appointed

2005-06-09 - TEAS Revoke/Appoint Attorney Received
2005-04-28 - Law Office Publication Review Completed
2005-04-22 - Assigned To LIE
2005-04-20 - Approved for Pub - Principal Register (Initial exam)
2005-04-15 - Teas/Email Correspondence Entered
2005-04-11 - Communication received from applicant
2005-04-11 - TEAS Response to Office Action Received
2005-04-01 - Priority Action E-Mailed
2005-04-01 - Priority Action Written
2005-03-30 - Assigned To Examiner
2004-09-09 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Valerie Pochron

Correspondent

VALERIE POCHRON
INTERNATIONAL LEGAL DEPT
325 BIC DR
DOCTOR'S ASSOCIATES INC
MILFORD CT 06461
Phone Number: (203) 877-4281 Ext. 1573
Fax Number: 203-876-6690

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX63**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-08 18:56:24 ET

Serial Number: 78421883 Assignment Information Trademark Document Retrieval

Registration Number: 3139964

Mark

BERRY BOX

(words only): BERRY BOX

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-09-05

Filing Date: 2004-05-19

Transformed into a National Application: No

Registration Date: 2006-09-05

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-07-25

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. The Berry Box, Inc.

Address:

The Berry Box, Inc.
1935 263rd Place SE

Sammamish, WA 98075

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Washington

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

Fruit toppings; fruit-based spreads

Basis: 1(a)

First Use Date: 2006-06-01

First Use in Commerce Date: 2006-06-01

International Class: 030

Class Status: Active

Bakery goods; confectionery, namely, candy; ice cream; ice cream toppings, namely, syrup; frozen yogurt; coffee

Basis: 1(a)

First Use Date: 2006-06-01

First Use in Commerce Date: 2006-06-01

International Class: 031

Class Status: Active

Fresh fruits

Basis: 1(a)

First Use Date: 2006-06-01

First Use in Commerce Date: 2006-06-01

International Class: 032

Class Status: Active

Fruit drinks and fruit juices; smoothie drinks; soft drinks

Basis: 1(a)

First Use Date: 2006-06-01

First Use in Commerce Date: 2006-06-01

International Class: 043

Class Status: Active

Restaurant, snack bar and juice bar services featuring food and beverage for consumption on or off the premises

Basis: 1(a)

First Use Date: 2006-06-01

First Use in Commerce Date: 2006-06-01

ADDITIONAL INFORMATION

Disclaimer: "BERRY"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-09-05 - Registered - Principal Register

2006-07-19 - Law Office Registration Review Completed

2006-07-07 - Assigned To LIE

2006-06-29 - Allowed for Registration - Principal Register (SOU accepted)

2006-06-29 - Statement of use processing complete

2006-06-11 - Amendment to Use filed

2006-06-11 - TEAS Statement of Use Received

2006-02-12 - TEAS Change Of Owner Address Received

2005-12-20 - Noa Mailed - SOU Required From Applicant

2005-09-27 - Published for opposition

2005-09-07 - Notice of publication

2005-08-11 - Law Office Publication Review Completed

2005-08-05 - Assigned To LIE

2005-08-04 - Examiner's amendment mailed

2005-08-03 - Approved for Pub - Principal Register (Initial exam)

2005-08-03 - Examiners Amendment - Written

2005-03-29 - Amendment From Applicant Entered

2005-03-17 - Communication received from applicant

2005-03-17 - PAPER RECEIVED

2004-12-26 - Attorney Revoked And/Or Appointed

2004-12-26 - TEAS Revoke/Appoint Attorney Received

2004-12-19 - Non-final action e-mailed

2004-12-19 - Non-Final Action Written

2004-12-17 - Assigned To Examiner

2004-05-27 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Stuart K. Cohen

Correspondent

STUART K COHEN

LANDYE BENNETT BLUMSTEIN LLP

1300 SW 5TH AVE STE 3500

PORTLAND OR 97201-5641

Phone Number: 503-224-4100

Fax Number: 503-224-4133

Domestic Representative

John H. Thomas

Phone Number: (303) 868-2217

Fax Number: (303) 353-2127

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX64**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-11 22:06:52 ET

Serial Number: 78400548 Assignment Information Trademark Document Retrieval

Registration Number: 3150464

Mark



(words only): MAUI WOWI

Standard Character claim: No

Current Status: Registered.

Date of Status: 2006-10-03

Filing Date: 2004-04-12

Transformed into a National Application: No

Registration Date: 2006-10-03

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-10-03

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Maui Wowi, Inc.

Address:

Maui Wowi, Inc.
5445 DTC Parkway Suite 1050

Greenwood Village, CO 80111

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Colorado

GOODS AND/OR SERVICES

International Class: 025

Class Status: Active

Clothing, namely, t-shirts, aprons, hats, shirts, visors, coats, jackets and wind-resistant jackets

Basis: 1(a)

First Use Date: 1998-04-07

First Use in Commerce Date: 1998-04-07

International Class: 030

Class Status: Active

Frozen confections, namely, frozen dairy-based and non-dairy fruit bars; coffee, coffee-based beverages containing milk

Basis: 1(a)

First Use Date: 2001-07-30

First Use in Commerce Date: 2001-07-30

International Class: 032

Class Status: Active

Soft drinks and blended frozen drinks containing fruit, fruit juices and other natural ingredients

Basis: 1(a)

First Use Date: 1998-04-30

First Use in Commerce Date: 1998-04-30

International Class: 035

Class Status: Active

Franchising services, namely, providing technical assistance to others in the establishment and operation of restaurants featuring drinks, smoothies, retail snacks and carry-out food

Basis: 1(a)

First Use Date: 1998-00-00

First Use in Commerce Date: 1998-00-00

International Class: 043

Class Status: Active

Restaurant services featuring blended frozen fruit drinks, coffee and coffee-based beverages containing milk, bottled water and snacks

Basis: 1(a)

First Use Date: 1998-04-30

First Use in Commerce Date: 1998-04-30

ADDITIONAL INFORMATION

Description of Mark: The mark consists of a surfboard with the stylized MAUI WOWI words and imbedded with various symbols of triangles, squares, diamonds and squiggle lines.

Design Search Code(s):

01.01.10 - Stars, three or more; Three or more stars
01.01.13 - Stars - multiple stars with five points
05.01.03 - Palm trees
21.03.27 - Body boards; Snowboards; Surfboards
26.05.13 - Triangles, exactly two triangles; Two triangles
26.05.21 - Triangles that are completely or partially shaded
26.07.21 - Diamonds that are completely or partially shaded
26.09.14 - Squares, three or more; Three or more squares
26.09.21 - Squares that are completely or partially shaded
26.17.10 - Lines, zig-zag; Zig-zag line(s)
27.03.04 - Plants forming letters or numerals

Prior Registration Number(s):

1923970

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-10-03 - Registered - Principal Register
2006-09-26 - TEAS Change Of Correspondence Received
2006-07-11 - Published for opposition
2006-06-21 - Notice of publication
2006-05-23 - Law Office Publication Review Completed
2006-05-23 - Assigned To LIE
2006-04-28 - Assigned To LIE
2006-04-27 - Approved for Pub - Principal Register (Initial exam)
2006-04-27 - Teas/Email Correspondence Entered
2006-03-29 - Communication received from applicant
2006-03-29 - TEAS Response to Office Action Received
2005-12-06 - Report Completed Suspension Check Case Still Suspended

2005-06-06 - LETTER OF SUSPENSION E-MAILED
2005-06-06 - Suspension Letter Written
2005-05-19 - Teas/Email Correspondence Entered
2005-05-03 - Communication received from applicant
2005-05-03 - TEAS Response to Office Action Received
2005-04-22 - Attorney Revoked And/Or Appointed
2005-04-22 - TEAS Revoke/Appoint Attorney Received
2004-11-29 - Non-final action e-mailed
2004-11-29 - Non-Final Action Written
2004-11-02 - Assigned To Examiner
2004-10-14 - TEAS Change Of Owner Address Received
2004-10-12 - Attorney Revoked And/Or Appointed
2004-10-12 - TEAS Revoke/Appoint Attorney Received
2004-04-20 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Mark I. Feldman, Esq.

Correspondent

Mark I. Feldman, Christina L. Martini an
DLA Piper US LLP
P.O. Box 64807
Chicago IL 60664-0807
Phone Number: 312.368.4000
Fax Number: 312.236.7516

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX65**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-11 22:07:14 ET

Serial Number: 78400544 Assignment Information Trademark Document Retrieval

Registration Number: 3150463

Mark

MAUI WOWI

(words only): MAUI WOWI

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-10-03

Filing Date: 2004-04-12

Transformed into a National Application: No

Registration Date: 2006-10-03

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-10-03

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Maui Wowi, Inc.

Address:

Maui Wowi, Inc.
5445 DTC Parkway Suite 1050

Greenwood Village, CO 80111

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Colorado

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

Frozen confections, namely, frozen dairy-based and non-dairy fruit bars; coffee; coffee-based beverages containing milk

Basis: 1(a)

First Use Date: 2001-07-30

First Use in Commerce Date: 2001-07-30

International Class: 032

Class Status: Active

Soft drinks and blended frozen drinks containing fruit, fruit juices and other natural ingredients

Basis: 1(a)

First Use Date: 1983-09-08

First Use in Commerce Date: 1985-07-22

International Class: 035

Class Status: Active

Franchising services, namely, providing technical assistance to others in the establishment and operation of restaurants featuring drinks, smoothies, retail snacks and carry-out food

Basis: 1(a)

First Use Date: 1997-00-00

First Use in Commerce Date: 1997-00-00

International Class: 043

Class Status: Active

Restaurant services featuring blended frozen fruit drinks, coffee and coffee-based beverages containing milk, bottled water and snacks

Basis: 1(a)

First Use Date: 1983-09-08

First Use in Commerce Date: 1985-07-22

ADDITIONAL INFORMATION

Prior Registration Number(s):

1923970

MADRID PROTOCOL INFORMATION

USPTO Reference Number: A0002009

International Registration Number: 0868062

International Registration Date: 2005-07-14

Original Filing Date with USPTO: 2005-07-14

International Registration Status: Application For IR Registered By IB
Date of International Registration Status: 2005-12-08
International Registration Renewal Date: 2015-07-14
Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:

05-08-2007 - 08:01:35 - Ceasing Of Effect Reviewed - No Action Required By Office
05-02-2007 - 12:46:57 - Partial Ceasing Of Effect To Be Processed
07-27-2006 - 18:12:24 - Subsequent Designation Processed By IB
06-19-2006 - 22:00:45 - Subsequent Designation Sent To IB
06-19-2006 - 14:50:54 - Subsequent Designation Received
12-08-2005 - 20:10:03 - Application For IR Registered By IB
07-18-2005 - 16:00:24 - IR Certified And Sent To IB
07-18-2005 - 05:49:58 - Manually Certified
07-14-2005 - 16:01:12 - New Application For IR Received

USPTO Reference Number: A0002395
International Registration Number: 0875962
International Registration Date: 2005-08-26
Original Filing Date with USPTO: 2005-08-26
International Registration Status: Application For IR Registered By IB
Date of International Registration Status: 2006-03-09
International Registration Renewal Date: 2015-08-26
Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:

03-09-2006 - 13:33:13 - Application For IR Registered By IB
08-30-2005 - 16:00:19 - IR Certified And Sent To IB
08-30-2005 - 05:45:25 - Manually Certified
08-26-2005 - 12:56:05 - New Application For IR Received

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-10-03 - Registered - Principal Register
2006-09-26 - TEAS Change Of Correspondence Received
2006-07-11 - Published for opposition
2006-06-21 - Notice of publication
2006-05-23 - Law Office Publication Review Completed
2006-05-23 - Assigned To LIE
2006-04-28 - Assigned To LIE

2006-04-27 - Approved for Pub - Principal Register (Initial exam)
2006-04-27 - Teas/Email Correspondence Entered
2006-03-29 - Communication received from applicant
2006-03-29 - TEAS Response to Office Action Received
2005-12-06 - Report Completed Suspension Check Case Still Suspended
2005-06-06 - LETTER OF SUSPENSION E-MAILED
2005-06-06 - Suspension Letter Written
2005-05-19 - Teas/Email Correspondence Entered
2005-05-03 - Communication received from applicant
2005-05-03 - TEAS Response to Office Action Received
2005-04-22 - Attorney Revoked And/Or Appointed
2005-04-22 - TEAS Revoke/Appoint Attorney Received
2004-11-29 - Non-final action e-mailed
2004-11-29 - Non-Final Action Written
2004-11-02 - Assigned To Examiner
2004-10-14 - TEAS Change Of Owner Address Received
2004-10-12 - Attorney Revoked And/Or Appointed
2004-10-12 - TEAS Revoke/Appoint Attorney Received
2004-04-20 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Mark I. Feldman, Esq.

Correspondent

Mark I. Feldman, Christina L. Martini an
DLA Piper US LLP
P.O. Box 64807
Chicago IL 60664-0807
Phone Number: 312.368.4000
Fax Number: 312.236.7516

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX66

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-11 22:07:29 ET

Serial Number: 78259105 Assignment Information Trademark Document Retrieval

Registration Number: 2893312

Mark



Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-10-12

Filing Date: 2003-06-06

Transformed into a National Application: No

Registration Date: 2004-10-12

Register: Principal

Law Office Assigned: LAW OFFICE 116

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2004-10-12

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Sean Dacey, LLC

Address:

Sean Dacey, LLC
4188 Roswell Rd, NE
Atlanta, GA 30342
United States

Legal Entity Type: Limited Liability Company
State or Country Where Organized: Georgia
Phone Number: 404-252-8887
Fax Number: 404-257-9567

GOODS AND/OR SERVICES

International Class: 025
Class Status: Active
Clothing, namely, shirts, pants, caps, and shorts
Basis: 1(a)
First Use Date: 2000-04-01
First Use in Commerce Date: 2000-04-01

International Class: 032
Class Status: Active
Non-alcoholic cocktail mixes, namely, margarita and daiquiri mixes; and non-alcoholic cocktail mixes
Basis: 1(a)
First Use Date: 2000-04-01
First Use in Commerce Date: 2000-04-01

International Class: 043
Class Status: Active
Catering services; rental of food service equipment; consultation relating to catering services
Basis: 1(a)
First Use Date: 2000-04-01
First Use in Commerce Date: 2000-04-01

ADDITIONAL INFORMATION

Design Search Code(s):
11.03.15 - Champagne glasses; Glasses with stems; Goblets; Stemware (glasses); Wine glasses
26.01.07 - Circles with a decorative border, including scalloped, ruffled and zig-zag edges
26.01.21 - Circles that are totally or partially shaded.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2004-10-12 - Registered - Principal Register

2004-07-20 - Published for opposition

2004-06-30 - Notice of publication

2004-04-29 - Approved for Pub - Principal Register (Initial exam)

2004-03-24 - Communication received from applicant

2004-03-23 - Communication received from applicant

2004-03-23 - TEAS Response to Office Action Received

2003-12-14 - Non-final action e-mailed

2003-12-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Raghu R. Raju

Correspondent

Raghu R. Raju

RAJU LAW FIRM LLC

PO BOX 12372

ATLANTA GA 30355-2372

Phone Number: 404-816-8527

Fax Number: 404-816-8526

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX67

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-11 22:07:40 ET

Serial Number: 78155885 Assignment Information Trademark Document Retrieval

Registration Number: 2766831

Mark



(words only): A & W

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-23

Filing Date: 2002-08-20

Transformed into a National Application: No

Registration Date: 2003-09-23

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-07-14

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. A & W Concentrate Company

Address:

A & W Concentrate Company
1105 North Market Street Suite 1300

Wilmington, DE 19801

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

Phone Number: (212) 682-9640

GOODS AND/OR SERVICES

International Class: 016

Class Status: Active

Monthly newsletter circulated to restaurant franchisees

Basis: 1(a)

First Use Date: 1968-03-00

First Use in Commerce Date: 1968-03-00

International Class: 029

Class Status: Active

Potato chips and french fried potatoes

Basis: 1(a)

First Use Date: 1968-01-00

First Use in Commerce Date: 1968-01-00

International Class: 030

Class Status: Active

Hot dog sandwiches; hamburger sandwiches; cheeseburger sandwiches; barbecued beef sandwiches; chicken sandwiches; and grilled cheese sandwiches

Basis: 1(a)

First Use Date: 1968-01-00

First Use in Commerce Date: 1968-01-00

International Class: 032

Class Status: Active

Soft drinks and syrups, and bases and concentrates for making same

Basis: 1(a)

First Use Date: 1969-01-00

First Use in Commerce Date: 1969-01-00

International Class: 043

Class Status: Active

Restaurant services

Basis: 1(a)

First Use Date: 1968-01-00

First Use in Commerce Date: 1968-01-00

ADDITIONAL INFORMATION

Design Search Code(s):

26.03.04 - Ovals with two breaks or divided in the middle

26.03.21 - Ovals that are completely or partially shaded

Prior Registration Number(s):

1225509

1337020

1452355

1452385

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-07-14 - Case File In TICSRS

2005-02-04 - Attorney Revoked And/Or Appointed

2005-02-04 - TEAS Revoke/Appoint Attorney Received

2004-07-12 - TEAS Change Of Correspondence Received

2004-06-16 - TEAS Change Of Correspondence Received

2004-03-10 - TEAS Change Of Correspondence Received

2003-09-23 - Registered - Principal Register

2003-07-10 - TEAS Change Of Correspondence Received

2003-07-01 - Published for opposition

2003-06-11 - Notice of publication

2003-04-25 - Approved for Pub - Principal Register (Initial exam)

2003-02-19 - Communication received from applicant

2003-02-20 - Non-final action e-mailed

2003-02-19 - TEAS Preliminary Amendment Received

2003-01-22 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Daniel Chung, Esq.

Correspondent

Daniel Chung, Esq.

Cadbury Schweppes

900 King Street

Rye Brook NY 10573

Phone Number: 914.612.4701

Fax Number: 914.612.6325

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX68**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-11 22:07:50 ET

Serial Number: 78109138 Assignment Information Trademark Document Retrieval

Registration Number: 2693444

Mark (words only): CAKE-O

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-03-04

Filing Date: 2002-02-15

Transformed into a National Application: No

Registration Date: 2003-03-04

Register: Principal

Law Office Assigned: LAW OFFICE 110

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-02-26

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. NZOMO, MAKAU

Address:

NZOMO, MAKAU

P O BOX 495

NEW YORK, NY 10012

United States

Legal Entity Type: Individual

Country of Citizenship: Kenya

Phone Number: 212 226 1716

GOODS AND/OR SERVICES

International Class: 032

Class Status: Active

NON-ALCOHOLIC BEVERAGES, NAMELY NATURAL SPRING WATER

Basis: 1(a)

First Use Date: 2000-08-30

First Use in Commerce Date: 2001-01-11

International Class: 043

Class Status: Active

RESTAURANT SERVICES

Basis: 1(a)

First Use Date: 2000-08-30

First Use in Commerce Date: 2001-01-11

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-02-26 - Case File In TIGRS

2003-03-04 - Registered - Principal Register

2002-12-10 - Published for opposition

2002-11-20 - Notice of publication

2002-10-15 - Approved for Pub - Principal Register (Initial exam)

2002-10-10 - Communication received from applicant

2002-07-01 - Non-final action e-mailed

2002-06-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

MAKAU NZOMO

P O BOX 495

NEW YORK NY 10012

Phone Number: 212 226 1716

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX69



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Start List At: OR Jump to record:

102 Records(s) found (This page: 1 ~ 100)

Refine Search (042)[ic] and (032)[ic] and (live)[ld] and (res) [Submit](#)

Current Search: S1: catering or snack or bar or cafe)[gs] and (1a)[cb] not (beer)[gs]

docs: 102
occ: 581

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
1	78066544	2748693	AUNTIE ANNE'S CRE AMO CLASSIC CONES	TARR	LIVE
2	78060095	2613558	AUNTIE ANNE'S CRE AMO	TARR	LIVE
3	78437076	3091245	TRIM ADVANTAGE	TARR	LIVE
4	78136959	2799292	ORANGE JULIUS	TARR	LIVE
5	78020803	2561895	KERBER'S	TARR	LIVE
6	77526293		LOWES FOODS	TARR	LIVE
7	76278108	2597732	HABIBI CAFE	TARR	LIVE
8	76292848	2753911	ITO EN	TARR	LIVE
9	76312943	2682741	ALL YOU HAVE TO DO IS EAT	TARR	LIVE
10	76694674		LIFEHOPE	TARR	LIVE
11	76694651		LIFE & WELLNESS	TARR	LIVE
12	76180301	2552280		TARR	LIVE
13	76027758	2606543	CHA FOR TEA	TARR	LIVE
14	76196333	2594063	F & B	TARR	LIVE
15	76977636	3032729	.SEN	TARR	LIVE
16	76291437	2805384	GUDTFOOD	TARR	LIVE
17	76261718	3075029	ABBAY ROAD	TARR	LIVE
18	76247794	2664383	TACOTIME	TARR	LIVE
19	76038884	2560070	EASY LIFE	TARR	LIVE
20	76018520	2886820	LIFE SHOULD TASTE AS GOOD AS SWISS CHALET	TARR	LIVE
21	76016182	2608008	THE BLEND COFFEE & SMOOTHIE COMPANY	TARR	LIVE
22	76002631	2847739	SAINT'S ALP	TARR	LIVE

23	75892833	2636172	K T H	TARR	LIVE
24	75983511	2920992	CAMPERO	TARR	LIVE
25	75982491	2967359	CAMPERO	TARR	LIVE
26	75632698	2298348	B-BOP'S	TARR	LIVE
27	75607619	2384834	HONEY DEW DONUTS	TARR	LIVE
28	75873685	2593504		TARR	LIVE
29	75505540	2389112	BV BURGerville	TARR	LIVE
30	75777398	2364537		TARR	LIVE
31	75632855	2314516	B-BOP'S	TARR	LIVE
32	75584556	2323591	GRANDMA'S OF YORKTOWN A FAMILY TRADITION RESTAURANT & PIE SHOPS	TARR	LIVE
33	75566330	2315972	USA	TARR	LIVE
34	75524249	2337490	BRAUM'S	TARR	LIVE
35	75524225	2337489	B	TARR	LIVE
36	75522819	2382230	HONEY DEW DONUTS	TARR	LIVE
37	75505623	2432588	BV BURGerville	TARR	LIVE
38	75501233	2247805	59TH & LEX	TARR	LIVE
39	75421889	2228297	WHAT EVERY BODY NEEDS	TARR	LIVE
40	75425025	2221669	TASTEE-FREEZ	TARR	LIVE
41	75294796	2155007		TARR	LIVE
42	75033247	2036826	SMOOTHIE KING	TARR	LIVE
43	75067384	2172182	D & W	TARR	LIVE
44	75181290	2103370	TROPICAL SMOOTHIE	TARR	LIVE
45	75485435	2284953	GARIBALDI'S	TARR	LIVE
46	75468887	2230800	COFFEE CARTEL	TARR	LIVE
47	75461941	2525437		TARR	LIVE
48	75430652	2296838	DRINK CITY	TARR	LIVE
49	75419136	2213046	ROBEKS JUICE	TARR	LIVE
50	75304627	2322136	JUICE GUYS	TARR	LIVE
51	74431389	1972103	SUNRIDER	TARR	LIVE
52	74431390	1972104	SUNRIDER	TARR	LIVE
53	74143094	2079469		TARR	LIVE
54	74280325	1808813		TARR	LIVE
55	74726552	2209377		TARR	LIVE
56	74003384	2090283	SPACE CENTER HOUSTON	TARR	LIVE
57	74726672	2149641	WILD BY NATURE MARKET	TARR	LIVE
58	74169950	1774336	HARDEE'S	TARR	LIVE
59	74648961	2026371	THE HONEYBAKED HAM COMPANY EST. 1957 AUTHENTIC SPIRAL SLICED	TARR	LIVE
60	74641390	1976188	WELLSPRING	TARR	LIVE
61	74629080	2003970	THE 1ST CHOICE FOR FRIED CHICKEN	TARR	LIVE
62	74599706	2046359	HAMBURGUESAS DE ENTRADA-Y-SALIDA	TARR	LIVE
63	74599705	2048138	ENTRADA-Y-SALIDA	TARR	LIVE
64	74484347	1873946	FOSTERS FREEZE	TARR	LIVE
65	74397104	1840792	SMOOTHIE KING	TARR	LIVE

66	74378222	1867391	QUALITY GUARANTEED SCHNUCKS	TARR	LIVE
67	74374168	1966071		TARR	LIVE
68	74310400	1834201	ORANGE JULIUS	TARR	LIVE
69	74278603	1790595	CASTLE DRINK DUDE	TARR	LIVE
70	74220132	1735977	DOMINICK'S	TARR	LIVE
71	74135476	1709644	PRODUCTS IN HARMONY WITH NATURE AND GOOD HEALTH	TARR	LIVE
72	74088709	1741494	SWISS CHALET	TARR	LIVE
73	73658983	1597947		TARR	LIVE
74	73738306	1525982	IN-N-OUT	TARR	LIVE
75	73738305	1522799	IN-N-OUT	TARR	LIVE
76	73173093	1120124		TARR	LIVE
77	73123034	1084144	MISTER DONUT	TARR	LIVE
78	73123032	1084143	MISTER DONUT	TARR	LIVE
79	73724433	1528456	IN-N-OUT BURGER	TARR	LIVE
80	73724432	1539451	IN-N-OUT BURGER	TARR	LIVE
81	73724431	1528455	IN-N-OUT BURGER	TARR	LIVE
82	73724430	1516560	IN-N-OUT BURGER	TARR	LIVE
83	73728796	1563551		TARR	LIVE
84	73501272	1445762	DON	TARR	LIVE
85	73409571	1342640	SMI	TARR	LIVE
86	73396088	1636571	FOODTOWN	TARR	LIVE
87	73391873	1267585	FOLLOW YOUR HEART	TARR	LIVE
88	73273120	1212600	PENSUPREME	TARR	LIVE
89	73219662	1185003	BOJANGLES'	TARR	LIVE
90	73219654	1271956	BOJANGLES' FAMOUS CHICKEN'N BISCUITS	TARR	LIVE
91	73190352	1154987		TARR	LIVE
92	73159592	1176388	SWISS CHALET BAR-B-Q	TARR	LIVE
93	73133629	1138990		TARR	LIVE
94	73087768	1081230	ARBY'S	TARR	LIVE
95	73078801	1062354	FRIENDLY ICE CREAM	TARR	LIVE
96	73061201	1062852	FRIENDLY	TARR	LIVE
97	73051531	1074146	GOLDEN SKILLET	TARR	LIVE
98	72413798	0961016	HAVE IT YOUR WAY	TARR	LIVE
99	72442465	1011928	W WHATABURGER	TARR	LIVE
100	72442464	1011927	WHATABURGER	TARR	LIVE

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DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX70

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:35:44 ET

Serial Number: 78066544 Assignment Information Trademark Document Retrieval

Registration Number: 2748693

Mark



(words only): AUNTIE ANNE'S CRE AMO CLASSIC CONES

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-08-05

Filing Date: 2001-05-31

Transformed into a National Application: No

Registration Date: 2003-08-05

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-08-13

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Auntie Anne's, Inc.

Address:

Auntie Anne's, Inc.
Suite 200, 48-50 West Chestnut Street

Lancaster, PA 17603

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Pennsylvania

Phone Number: 717-435-1435

Fax Number: 717-435-1471

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

Frozen custard; frozen yogurt; fruit ice

Basis: 1(a)

First Use Date: 2001-10-11

First Use in Commerce Date: 2001-10-11

International Class: 032

Class Status: Active

Smoothies and slush-type soft drinks

Basis: 1(a)

First Use Date: 2001-10-11

First Use in Commerce Date: 2001-10-11

International Class: 042

Class Status: Active

Restaurant services

Basis: 1(a)

First Use Date: 2001-10-11

First Use in Commerce Date: 2001-10-11

ADDITIONAL INFORMATION

Disclaimer: "CLASSIC CONES"

Lining and Stippling: The stippling is a feature of the mark.

Design Search Code(s):

05.09.25 - Coconuts; Other fruits

08.09.01 - Ice cream, sherbet and frozen yogurt in cones; Sundae

24.09.07 - Advertising, banners; Banners

26.03.02 - Ovals, plain single line; Plain single line ovals

26.03.08 - Letters, numerals or punctuation forming the perimeter of an oval or bordering the perimeter of an oval; Ovals having letters or numerals as a border; Ovals having punctuation as a border

26.03.21 - Ovals that are completely or partially shaded

Prior Registration Number(s):

1736871

1740051

1920021

2130367

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-06-03 - Applicant/Correspondence Changes (Non-Responsive) Entered

2008-06-03 - TEAS Change Of Owner Address Received

2005-06-22 - TEAS Change Of Owner Address Received

2005-01-24 - TEAS Change Of Correspondence Received

2003-08-05 - Registered - Principal Register

2003-05-31 - Allowed for Registration - Principal Register (SOU accepted)

2003-05-20 - Case File In TICRS

2003-05-10 - Statement of use processing complete

2003-03-11 - Amendment to Use filed

2003-03-17 - PAPER RECEIVED

2002-12-31 - Noa Mailed - SOU Required From Applicant

2002-10-08 - Published for opposition

2002-09-18 - Notice of publication

2002-07-28 - Approved for Pub - Principal Register (Initial exam)

2002-04-30 - Communication received from applicant

2002-04-24 - Final refusal mailed

2001-08-16 - Unresponsive/Duplicate Paper Received

2001-08-13 - Non-final action mailed

2001-08-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

KEVIN J MCDEVITT

Correspondent

JOHN A. RODA

AUNTIE ANNE'S, INC.

Suite 200, 48-50 West Chestnut Street

Lancaster PA 17603

Phone Number: 717-435-1470

Fax Number: 717-435-1471

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX71**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:36:00 ET

Serial Number: 78060095 Assignment Information Trademark Document Retrieval

Registration Number: 2613558

Mark (words only): AUNTIE ANNE'S CRE AMO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-08-27

Filing Date: 2001-04-24

Transformed into a National Application: No

Registration Date: 2002-08-27

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-10-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Auntie Anne's, Inc.

Address:

Auntie Anne's, Inc.
Suite 200, 48-50 West Chestnut Street
Lancaster, PA 17603
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Pennsylvania

Phone Number: 717-435-1435

Fax Number: 717-435-1471

GOODS AND/OR SERVICES

International Class: 032

Class Status: Active

Smoothie beverages; slush-type soft drinks

Basis: 1(a)

First Use Date: 2001-10-12

First Use in Commerce Date: 2001-10-12

International Class: 042

Class Status: Active

Restaurant services

Basis: 1(a)

First Use Date: 2001-10-12

First Use in Commerce Date: 2001-10-12

ADDITIONAL INFORMATION

Prior Registration Number(s):

1736871

1740051

1920021

2130367

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-06-03 - Applicant/Correspondence Changes (Non-Responsive) Entered

2008-06-03 - TEAS Change Of Owner Address Received

2007-10-17 - Case File In TICRS

2005-06-22 - TEAS Change Of Owner Address Received

2002-08-27 - Registered - Principal Register

2002-06-12 - Allowed for Registration - Principal Register (SOU accepted)

2002-05-24 - Assigned To Examiner

2002-05-22 - Statement of use processing complete

2002-05-17 - Amendment to Use filed

2002-05-16 - TEAS Statement of Use Received
2002-03-19 - Noa Mailed - SOU Required From Applicant
2001-12-25 - Published for opposition
2001-12-05 - Notice of publication
2001-08-27 - Approved for Pub - Principal Register (Initial exam)
2001-08-21 - Examiner's amendment mailed
2001-08-07 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

John A. Roda

Correspondent

JOHN A. RODA

AUNTIE ANNE'S, INC.

Suite 200, 48-50 West Chestnut Street

Lancaster PA 17603

Phone Number: 717-435-1470

Fax Number: 717-435-1471

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX72

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:36:29 ET

Serial Number: 78136959 Assignment Information Trademark Document Retrieval

Registration Number: 2799292

Mark



(words only): ORANGE JULIUS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-12-23

Filing Date: 2002-06-19

Transformed into a National Application: No

Registration Date: 2003-12-23

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-01-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Orange Julius of America

Address:

Orange Julius of America
7505 Metro Boulevard

Edina, MN 55439

United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

HAMBURGER SANDWICHES, HOT DOG SANDWICHES, CHICKEN SANDWICHES, AND
FROZEN YOGURT TREATS

Basis: 1(a)

First Use Date: 2003-03-00

First Use in Commerce Date: 2003-03-00

International Class: 032

Class Status: Active

FRUIT BEVERAGES; SMOOTHIES; CONCENTRATES, SYRUPS OR POWDERS USED IN THE
PREPARATION OF BEVERAGES; SOFT DRINKS

Basis: 1(a)

First Use Date: 2003-03-00

First Use in Commerce Date: 2003-03-00

International Class: 042

Class Status: Active

RESTAURANT AND CARRY-OUT FOOD SERVICES

Basis: 1(a)

First Use Date: 2003-02-00

First Use in Commerce Date: 2003-02-00

ADDITIONAL INFORMATION

Design Search Code(s):

05.09.03 - Oranges, tangerines and the like; grapefruit

26.03.21 - Ovals that are completely or partially shaded

Prior Registration Number(s):

908128

959088

1004962

1476289

1553171

1776094

1834201

1847180

1954603

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2003-12-23 - Registered - Principal Register

2003-10-19 - Allowed for Registration - Principal Register (SOU accepted)

2003-10-10 - Assigned To Examiner

2003-10-09 - Case File In TICRS

2003-09-24 - Statement of use processing complete

2003-08-29 - Amendment to Use filed

2003-09-06 - Extension 1 granted

2003-08-29 - Extension 1 filed

2003-08-29 - TEAS Statement of Use Received

2003-08-29 - TEAS Extension Received

2003-03-11 - Noa Mailed - SOU Required From Applicant

2002-12-17 - Published for opposition

2002-11-27 - Notice of publication

2002-09-29 - Approved for Pub - Principal Register (Initial exam)

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Laura J. Hein

Correspondent

Laura J. Hein
Gray Plant Mooty Mooty & Bennett
P.O. Box 2906
Minneapolis MN 55402-0906
Phone Number: 612 343-2800
Fax Number: 612 333-0066

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX73

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:36:46 ET

Serial Number: 78020803 Assignment Information Trademark Document Retrieval

Registration Number: 2561895

Mark

(words only): KERBER'S

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2007-06-25

Filing Date: 2000-08-11

Transformed into a National Application: No

Registration Date: 2002-04-16

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2007-06-25

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Kerber's, Inc.

Address:

Kerber's, Inc.
1856 Guffy Road

North Huntingdon, PA 15601

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Pennsylvania

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

DAIRY PRODUCTS INCLUDING MILK, BUTTERMILK, EGGNOG, AND EXCLUDING ICE CREAM, ICE MILK AND FROZEN YOGURT

Basis: 1(a)

First Use Date: 1961-04-00

First Use in Commerce Date: 1961-04-00

International Class: 030

Class Status: Active

STAPLE FOODS, NAMELY ICE CREAM AND ICED TEA

Basis: 1(a)

First Use Date: 1981-01-00

First Use in Commerce Date: 1981-01-00

International Class: 032

Class Status: Active

BEVERAGES, NAMELY FRUIT DRINKS AND FRUIT JUICES

Basis: 1(a)

First Use Date: 1961-04-00

First Use in Commerce Date: 1961-04-00

International Class: 042

Class Status: Active

RESTAURANT AND CARRY-OUT FOOD AND BEVERAGES SERVICES

Basis: 1(a)

First Use Date: 1981-01-00

First Use in Commerce Date: 1981-01-00

ADDITIONAL INFORMATION

Section 2(f)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-06-25 - Section 8 (6-year) accepted & Section 15 acknowledged
2007-06-21 - Assigned To Paralegal
2007-05-30 - Section 8 (6-year) and Section 15 Filed
2007-05-30 - TEAS Section 8 & 15 Received
2007-05-10 - Case File In TICSRS
2002-04-16 - Registered - Principal Register
2002-01-22 - Published for opposition
2002-01-02 - Notice of publication
2001-09-26 - Approved for Pub - Principal Register (Initial exam)
2001-07-25 - Communication received from applicant
2001-02-02 - Non-final action mailed
2001-01-16 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Claire Johnson Saenz

Correspondent

Claire Johnson Saenz

KRASSENSTEIN & ASSOCIATES PC

7500 BROOKTREE DR

Wexford PA 15090

Phone Number: 724-935-6227

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX74

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:37:30 ET

Serial Number: 76278108 Assignment Information Trademark Document Retrieval

Registration Number: 2597732

Mark (words only): HABIBI CAFE

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2008-09-27

Filing Date: 2001-06-29

Transformed into a National Application: No

Registration Date: 2002-07-23

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2008-09-27

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Fathi, Saad

Address:

Fathi, Saad
923 Broxton Avenue
Los Angeles, CA 90024
United States

Legal Entity Type: Individual

Country of Citizenship: United States

GOODS AND/OR SERVICES

International Class: 021

Class Status: Active

Cups and mugs

Basis: 1(a)

First Use Date: 2001-03-00

First Use in Commerce Date: 2001-03-00

International Class: 025

Class Status: Active

Apparel, namely T-shirts, sweatshirts, hats and aprons

Basis: 1(a)

First Use Date: 2001-03-00

First Use in Commerce Date: 2001-03-00

International Class: 032

Class Status: Active

Bottled drinking water

Basis: 1(a)

First Use Date: 2001-03-00

First Use in Commerce Date: 2001-03-00

International Class: 042

Class Status: Active

Restaurant

Basis: 1(a)

First Use Date: 2001-03-00

First Use in Commerce Date: 2001-03-00

ADDITIONAL INFORMATION

Disclaimer: "CAFE"

Translation: The English translation of "HABIBI" is "MY LOVE".

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-03-19 - TEAS Change Of Correspondence Received

2008-09-27 - Section 8 (6-year) accepted & Section 15 acknowledged

2008-07-23 - TEAS Section 8 & 15 Received

2007-10-31 - Case File In TIGRS

2006-08-11 - Review Of Correspondence Complete
2002-09-13 - PAPER RECEIVED
2002-07-23 - Registered - Principal Register
2002-04-30 - Published for opposition
2002-04-10 - Notice of publication
2002-01-24 - Approved for Pub - Principal Register (Initial exam)
2001-11-29 - Communication received from applicant
2001-08-28 - Non-final action mailed
2001-08-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

David A. Belasco

Correspondent

David A. Belasco
Belasco Jacobs & Townsley, LLP
6701 Center Drive West 14th Floor
Los Angeles CA 90045
Phone Number: (310) 743-1188
Fax Number: 310-743-1189

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX75

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:37:48 ET

Serial Number: 76292848 Assignment Information Trademark Document Retrieval

Registration Number: 2753911

Mark



(words only): ITO EN

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2009-02-26

Filing Date: 2001-07-30

Transformed into a National Application: No

Registration Date: 2003-08-19

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2009-02-26

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. ITO EN (North America) INC.

Address:

ITO EN (North America) INC.
45 MAIN STREET, STE 3A

BROOKLYN, NY 11201

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

Tea, loose tea leaves, tea bags, powdered tea, iced tea, ready-to-drink tea

Basis: 1(a)

First Use Date: 2002-03-01

First Use in Commerce Date: 2002-03-01

International Class: 032

Class Status: Active

Tea-flavored soft drinks, fruit juices, fruit drinks, fruit-flavored soft drinks, vegetable juices, vegetable drinks, vegetable-flavored soft drinks

Basis: 1(a)

First Use Date: 2002-03-01

First Use in Commerce Date: 2002-03-01

International Class: 035

Class Status: Active

Retail store services featuring tea and tea products

Basis: 1(a)

First Use Date: 2002-02-01

First Use in Commerce Date: 2002-02-01

International Class: 042

Class Status: Active

Restaurant and cafe services

Basis: 1(a)

First Use Date: 2002-02-01

First Use in Commerce Date: 2002-02-01

ADDITIONAL INFORMATION

Translation: The English translation of "EN" is "AN ORCHARD SURROUNDED BY FENCES" or "A GARDEN IN WHICH VEGETABLES, FLOWERS AND TREES ARE PLANTED".

Design Search Code(s):

05.03.25 - Leaf, single; Other leaves

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-02-26 - Section 8 (6-year) accepted & Section 15 acknowledged
2009-02-19 - Assigned To Paralegal
2009-02-17 - TEAS Section 8 & 15 Received
2009-02-02 - Attorney Revoked And/Or Appointed
2009-02-02 - TEAS Revoke/Appoint Attorney Received
2008-04-28 - Case File In TICRS
2003-08-19 - Registered - Principal Register
2003-06-19 - Allowed for Registration - Principal Register (SOU accepted)
2003-06-10 - Statement of use processing complete
2003-04-29 - Amendment to Use filed
2003-05-01 - PAPER RECEIVED
2002-10-29 - Noa Mailed - SOU Required From Applicant
2002-08-06 - Published for opposition
2002-07-17 - Notice of publication
2002-05-01 - Approved for Pub - Principal Register (Initial exam)
2002-03-15 - Communication received from applicant
2002-03-15 - PAPER RECEIVED
2001-09-17 - Non-final action mailed
2001-09-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Paul Fields and Abigail Rubinstein

Correspondent

Paul Fields and Abigail Rubinstein

Darby & Darby P.C.
P.O. Box 770, Church Street Station
New York NY 10008-0770
Phone Number: 212.527.7700
Fax Number: 212.527.7701

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX76

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:39:03 ET

Serial Number: 76180301 Assignment Information Trademark Document Retrieval

Registration Number: 2552280

Mark



Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2007-09-14

Filing Date: 2000-12-13

Transformed into a National Application: No

Registration Date: 2002-03-26

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2008-03-29

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Ten Ren Tea Company, Ltd.

Address:

Ten Ren Tea Company, Ltd.
6F, No. 107, Sec. 4 Chung Hsiao East Rd.
Taipei
Taiwan

Legal Entity Type: Corporation

State or Country of Incorporation: Taiwan

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

Tea, tea bags, tea leaves, cakes, tea-based fillings for cakes and pies, cocoa, coffee, candies, cookies

Basis: 1(a)

First Use Date: 1999-02-00

First Use in Commerce Date: 2000-04-00

International Class: 032

Class Status: Active

FRUIT JUICES, FRUIT DRINKS, Drinking water MINERAL WATER, AERATED WATER, SOFT DRINKS, SOFT DRINKS FLAVORED WITH TEA, SPORTS DRINKS

Basis: 1(a)

First Use Date: 1999-02-00

First Use in Commerce Date: 2000-04-00

International Class: 042

Class Status: Active

Cafeterias, cafes, catering, hotels, restaurants, self-service restaurants, snack bars

Basis: 1(a)

First Use Date: 1999-02-00

First Use in Commerce Date: 2000-04-00

ADDITIONAL INFORMATION

Translation: The foreign characters in the mark transliterate to "TIEN REN" which translates to "SKY" and "HUMANITY".

Design Search Code(s):

01.15.05 - Smoke; Steam; Vapor

11.03.12 - Coffee pots, non-electric; Kettles, tea (non-electric); Tea kettles (non-electric); Teapots (non-electric)

26.01.02 - Circles, plain single line; Plain single line circles

26.01.03 - Circles, incomplete (more than semi-circles); Incomplete circles (more than semi-circles)

26.01.06 - Circles, semi; Semi-circles

26.01.21 - Circles that are totally or partially shaded.

26.13.02 - Plain single or multiple line quadrilaterals; Quadrilaterals (single line or multiple line)

26.13.21 - Quadrilaterals that are completely or partially shaded

26.13.25 - Quadrilaterals with one or more curved sides

28.01.03 - Asian characters; Chinese characters; Japanese characters

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-10-15 - Notice Of Design Search Code Mailed

2008-02-26 - Section 7 correction issued

2007-09-14 - Section 8 (6-year) accepted & Section 15 acknowledged

2007-09-11 - Assigned To Paralegal

2007-08-27 - Section 8 (6-year) and Section 15 Filed

2007-08-27 - TEAS Section 8 & 15 Received

2007-08-20 - Assigned To Paralegal

2007-07-18 - Section 7 amendment filed

2007-07-18 - FAX RECEIVED

2007-05-16 - Case File In TICRS

2002-03-26 - Registered - Principal Register

2002-01-01 - Published for opposition

2001-12-12 - Notice of publication

2001-07-13 - Approved for Pub - Principal Register (Initial exam)

2001-07-09 - Examiner's amendment mailed

2001-04-30 - Non-final action mailed

2001-04-18 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Michael F Brown

Correspondent
Michael F Brown
BROWN & MICHAELS PC
118 N TIOGA ST
400 M&T BANK BUILDING

ITHACA NY 14850-4354

Phone Number: 607-256-2000

Fax Number: 607-256-3628

Domestic Representative

Brown Pinnisi & Michaels PC

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX77

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:39:20 ET

Serial Number: 76027758 Assignment Information Trademark Document Retrieval

Registration Number: 2606543

Mark



(words only): CHA FOR TEA

Standard Character claim: No

Current Status: A Section 8 affidavit has been accepted.

Date of Status: 2008-09-13

Filing Date: 2000-04-17

Transformed into a National Application: No

Registration Date: 2002-08-13

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2008-09-13

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. CHA FOR TEA, INC.

Address:

CHA FOR TEA, INC.
339 W. Walnut Avenue

Arcadia, CA 91007

United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 021

Class Status: Active

Souvenir items, namely, cups, mugs, teapots not of precious metal, bowls

Basis: 1(a)

First Use Date: 1999-11-26

First Use in Commerce Date: 1999-11-26

International Class: 030

Class Status: Active

Teas, tea drinks, namely, iced tea, fruit flavored teas, coffees, coffee drinks, namely, shakes, iced coffee

Basis: 1(a)

First Use Date: 1999-11-26

First Use in Commerce Date: 1999-11-26

International Class: 032

Class Status: Active

Fruit drinks and fruit juices

Basis: 1(a)

First Use Date: 1999-11-26

First Use in Commerce Date: 1999-11-26

International Class: 042

Class Status: Active

Operation of cafe style restaurant for on-premises and off-premises consumption of food and beverages

Basis: 1(a)

First Use Date: 1999-11-26

First Use in Commerce Date: 1999-11-26

ADDITIONAL INFORMATION

Disclaimer: "CHA" & "TEA"

Translation: The English translation of "CHA" is "TEA".

Design Search Code(s):

05.03.25 - Leaf, single; Other leaves

26.11.21 - Rectangles that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-09-13 - Section 8 (6-year) accepted

2008-08-07 - Response received to Post Registration action - Sections 8

2008-08-07 - TEAS Section 8 Received

2007-10-12 - Post Registration action mailed - Section 8

2007-10-04 - Case File In TICS

2007-09-17 - Assigned To Paralegal

2007-09-05 - Section 8 (6-year) filed

2007-09-05 - TEAS Section 8 Received

2002-08-13 - Registered - Principal Register

2002-05-21 - Published for opposition

2002-05-01 - Notice of publication

2001-11-28 - Approved for Pub - Principal Register (Initial exam)

2001-11-27 - Examiner's amendment mailed

2001-11-26 - Reinstated

2000-12-27 - Communication received from applicant

2001-06-07 - Abandonment - Failure To Respond Or Late Response

2000-09-29 - Non-final action mailed

2000-09-28 - Assigned To Examiner

2000-09-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
KRISTEN LEE
339 W. WALNUT AVENUE
ARCADIA, CA 91007

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX78**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:39:34 ET

Serial Number: 76196333 Assignment Information Trademark Document Retrieval

Registration Number: 2594063

Mark

F & B

(words only): F & B

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2008-08-08

Filing Date: 2001-01-17

Transformed into a National Application: No

Registration Date: 2002-07-16

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2008-08-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. F & B GUDTFOOD HOLDINGS, INC.

Address:

F & B GUDTFOOD HOLDINGS, INC.
269 WEST 23RD STREET

New York, NY 10011

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

HOT DOGS, CHILI, SOUPS, FRENCH FRIES, FRIED ONION RINGS, MEATBALLS, VEGGIE DOGS, FLAVORED BUTTERS AND OILS FOR DIPPING, FRUIT DIPS, SAUSAGES, RATATOUILLE, CHEESE DIPS, SAUERKRAUT

Basis: 1(a)

First Use Date: 2000-05-20

First Use in Commerce Date: 2000-05-20

International Class: 030

Class Status: Active

HOT DOG SANDWICHES, BEIGNETS, CHOCOLATE DIPS, MAPLE SYRUP, CARAMEL DIPS, HAMBURGER SANDWICHES, VEGGIE DOG SANDWICHES, COFFEE; TEA

Basis: 1(a)

First Use Date: 2000-05-20

First Use in Commerce Date: 2000-05-20

International Class: 032

Class Status: Active

LEMONADE, ICE TEA, FRUIT PUNCH, COFFEE, TEA

Basis: 1(a)

First Use Date: 2000-05-20

First Use in Commerce Date: 2000-05-20

International Class: 042

Class Status: Active

RESTAURANT, RESTAURANT TAKE OUT, CARRY OUT RESTAURANT AND RESTAURANT DELIVERY SERVICES

Basis: 1(a)

First Use Date: 2000-05-20

First Use in Commerce Date: 2000-05-20

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-08-08 - Section 8 (6-year) accepted & Section 15 acknowledged

2008-07-25 - Assigned To Paralegal

2008-07-09 - TEAS Section 8 & 15 Received

2007-10-22 - Case File In TIGRS

2003-07-18 - Section 7 correction issued

2003-06-23 - PAPER RECEIVED

2002-07-16 - Registered - Principal Register

2002-04-23 - Published for opposition

2002-04-03 - Notice of publication

2001-09-27 - Approved for Pub - Principal Register (Initial exam)

2001-06-18 - Communication received from applicant

2001-05-17 - Non-final action mailed

2001-05-09 - Assigned To Examiner

2001-05-09 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Donna Mirman Broome

Correspondent

Donna Mirman Broome

GOTTLIEB, RACKMAN & REISMAN, P.C.

8th Floor

270 Madison Avenue

New York NY 10016-0601

Phone Number: 212-684-3900

Fax Number: 212-684-3999

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX79

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:39:55 ET

Serial Number: 76977636 Assignment Information Trademark Document Retrieval

Registration Number: 3032729

Mark

sen 森

(words only): .SEN

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-12-20

Filing Date: 2001-05-25

Transformed into a National Application: No

Registration Date: 2005-12-20

Register: Principal

Law Office Assigned: LAW OFFICE 115

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov.

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-11-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. HUTCHISON CHINA MEDITECH ENTERPRISES (BAHAMAS) LIMITED

Address:

HUTCHISON CHINA MEDITECH ENTERPRISES (BAHAMAS) LIMITED
OFFSHORE GROUP CHAMBERS, P.O. BOX CB-12751

NASSAU, NEW PROVIDENCE

Bahamas

Legal Entity Type: Company

State or Country Where Organized: Bahamas

GOODS AND/OR SERVICES

International Class: 005

Class Status: Active

Dietary food supplements; herbal supplements

Basis: 1(a)

First Use Date: 2004-04-30

First Use in Commerce Date: 2004-04-30

International Class: 030

Class Status: Active

Tea; flour; processed cereals; breads; pastries; cakes; pepper; salt; mustard; vinegar; sauces; spices; ice cream; seasonings for coating vegetables and other foods; honey; candy; confectionery, namely, chewing gum; soy sauce; seasonings; Chinese breakfast cereals; Chinese bakery goods

Basis: 1(a)

First Use Date: 2004-04-30

First Use in Commerce Date: 2004-04-30

International Class: 032

Class Status: Active

Beers; non-alcoholic beers; non-alcoholic cocktail mixes; fruit drinks; fruit juices; syrups for making soft drinks

Basis: 1(a)

First Use Date: 2004-04-30

First Use in Commerce Date: 2004-04-30

International Class: 035

Class Status: Active

Advertising and promotional services, namely, providing advertising space in printed publications and on Internet web sites; advertising services, namely, creating corporate and brand identity for others; business management; retail store services in the fields of food, medicine, beverages, and herbal remedies; online retail store services in the fields of food, medicine, beverages, and herbal remedies; providing consumer information via the Internet in the fields of food, medicines, beverages and herbal remedies

Basis: 1(a)

First Use Date: 2004-04-30

First Use in Commerce Date: 2004-04-30

International Class: 042

Class Status: Active

Restaurant services; diagnostic services in the fields of Chinese medicine and herbal remedies

Basis: 1(a)

First Use Date: 2004-04-30

First Use in Commerce Date: 2004-04-30

ADDITIONAL INFORMATION

Translation: The Chinese characters in the mark transliterate to "sen" and this means "full of trees"; "multitudinous"; "in multitudes"; "dense"; "thick"; "luxuriant" in English.

Design Search Code(s):

28.01.03 - Asian characters; Chinese characters; Japanese characters

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-09-01 - Review Of Correspondence Complete

2006-08-21 - PAPER RECEIVED

2006-03-29 - Automatic Update Of Assignment Of Ownership

2005-12-20 - Registered - Principal Register

2005-11-07 - Law Office Registration Review Completed

2005-11-04 - Assigned To LIE

2005-11-03 - Allowed for Registration - Principal Register (SOU accepted)

2005-06-25 - Statement of use processing complete

2005-06-16 - Amendment to Use filed

2005-06-25 - Divisional processing completed

2005-06-20 - Divisional request received

2005-06-20 - PAPER RECEIVED

2004-12-17 - Extension 4 granted

2004-12-08 - Extension 4 filed

2004-12-08 - TEAS Extension Received

2004-07-14 - Extension 3 granted

2004-06-17 - Extension 3 filed
2004-07-02 - Case File In TIGRS
2004-06-17 - TEAS Extension Received
2003-12-23 - Extension 2 granted
2003-12-09 - Extension 2 filed
2003-12-09 - TEAS Extension Received
2003-06-18 - Extension 1 granted
2003-06-07 - Extension 1 filed
2003-06-07 - TEAS Extension Received
2002-12-17 - Noa Mailed - SOU Required From Applicant
2002-09-24 - Published for opposition
2002-09-04 - Notice of publication
2002-06-15 - Approved for Pub - Principal Register (Initial exam)
2002-06-04 - Examiner's amendment mailed
2002-01-24 - Communication received from applicant
2001-08-29 - Non-final action mailed
2001-08-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lawrence E. Abelman

Correspondent

LAWRENCE E. ABELMAN
ABELMAN FRAYNE & SCHWAB
666 3RD AVE 10TH FL
NEW YORK NY 10017
Phone Number: (212) 949-9022
Fax Number: (212) 949-9188

Domestic Representative

Abelman, Frayne & Schwab

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX80**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:40:15 ET

Serial Number: 76291437 Assignment Information Trademark Document Retrieval

Registration Number: 2805384

Mark

GÜDTFOOD

(words only): GUDTFOOD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-01-13

Filing Date: 2001-07-27

Transformed into a National Application: No

Registration Date: 2004-01-13

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-01-20

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. F & B GUDT FOOD HOLDINGS, INC.

Address:

F & B GUDT FOOD HOLDINGS, INC.
269 WEST 23RD STREET

NEW YORK, NY 10011

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

HOT DOGS, CHILI, SOUPS, FRENCH FRIES, FRIED ONION RINGS, MEATBALLS, MEAT SUBSTITUTES IN THE NATURE OF VEGGIE DOGS, FLAVORED BUTTERS AND EDIBLE OILS FOR DIPPING, FRUIT DIPS, SAUSAGE, RATATOUILLE, CHEESE DIPS, SAUERKRAUT

Basis: 1(a)

First Use Date: 2002-11-01

First Use in Commerce Date: 2002-11-01

International Class: 030

Class Status: Active

HOT DOG SANDWICHES, BEIGNETS, CHOCOLATE DIPS, MAPLE SYRUP, CARAMEL DIPS, HAMBURGER SANDWICHES, MEAT SUBSTITUTE SANDWICHES IN THE NATURE OF VEGGIE DOG SANDWICHES, COFFEE, TEA, ICED TEA

Basis: 1(a)

First Use Date: 2002-11-01

First Use in Commerce Date: 2002-11-01

International Class: 032

Class Status: Active

LEMONADE, FRUIT PUNCH

Basis: 1(a)

First Use Date: 2002-11-01

First Use in Commerce Date: 2002-11-01

International Class: 042

Class Status: Active

RESTAURANT, RESTAURANT TAKE OUT, CARRY OUT RESTAURANT AND RESTAURANT FEATURING HOME DELIVERY SERVICES

Basis: 1(a)

First Use Date: 2002-11-01

First Use in Commerce Date: 2002-11-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2004-01-13 - Registered - Principal Register

2003-11-13 - Allowed for Registration - Principal Register (SOU accepted)

2003-10-02 - Communication received from applicant

2003-10-31 - Case File In TICRS

2003-10-02 - PAPER RECEIVED

2003-04-14 - Non-final action mailed

2003-03-24 - Assigned To Examiner

2003-03-13 - Statement of use processing complete

2002-12-11 - Amendment to Use filed

2002-12-13 - PAPER RECEIVED

2002-06-11 - Noa Mailed - SOU Required From Applicant

2002-03-19 - Published for opposition

2002-02-27 - Notice of publication

2001-09-23 - Approved for Pub - Principal Register (Initial exam)

2001-09-21 - Examiner's amendment mailed

2001-09-10 - Non-final action mailed

2001-09-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Donna Mirman Broome

Correspondent

DONNA MIRMAN BROOME
GOTTLIEB, RACKMAN & REISMAN, P.C.
270 MADISON AVE
NEW YORK NY 10016-0601
Phone Number: (212) 684-3900

Fax Number: (212) 684-3999

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX81**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:40:44 ET

Serial Number: 76247794 Assignment Information Trademark Document Retrieval

Registration Number: 2664383

Mark



(words only): TACOTIME

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-12-17

Filing Date: 2001-04-26

Transformed into a National Application: No

Registration Date: 2002-12-17

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-03-31

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. KAHALA FRANCHISE CORP.

Address:

KAHALA FRANCHISE CORP.
9311 East Via de Ventura

Scottsdale, AZ 85258

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 016

Class Status: Active

Printed paper goods, namely, stationery, food product containers and bags

Basis: 1(a)

First Use Date: 2001-04-09

First Use in Commerce Date: 2001-04-09

International Class: 021

Class Status: Active

Plastic containers for beverages

Basis: 1(a)

First Use Date: 2001-04-09

First Use in Commerce Date: 2001-04-09

International Class: 029

Class Status: Active

Mexican style fried potatoes, for consumption on or off the premises

Basis: 1(a)

First Use Date: 2001-04-09

First Use in Commerce Date: 2001-04-09

International Class: 030

Class Status: Active

Coffee, burritos, tacos, taco burger sandwiches, taco chips, taco salads, tostadas, enchiladas, empanadas, sugar-cinnamon covered deep-fried flour tortilla strips for consumption on or off the premises, chimichangas, prepared hot sauce and sorbet

Basis: 1(a)

First Use Date: 2001-04-09

First Use in Commerce Date: 2001-04-09

International Class: 032

Class Status: Active

Soft drinks for consumption on or off the premises

Basis: 1(a)

First Use Date: 2001-04-09

First Use in Commerce Date: 2001-04-09

International Class: 035

Class Status: Active

Rendering technical assistance in connection with the establishment and/or generation of restaurants

Basis: 1(a)

First Use Date: 2001-04-09

First Use in Commerce Date: 2001-04-09

International Class: 042

Class Status: Active

Restaurant services

Basis: 1(a)

First Use Date: 2001-04-09

First Use in Commerce Date: 2001-04-09

ADDITIONAL INFORMATION

Lining and Stippling: The stippling on the drawing represents shading and is not a part of the mark.

Design Search Code(s):

01.05.01 - Sun, rising or setting (partially exposed or partially obstructed); Sunrise

05.13.06 - Cacti

26.17.13 - Letters or words underlined and/or overlined by one or more strokes or lines; Overlined words or letters; Underlined words or letters

Prior Registration Number(s):

1135925

1208750

1287141

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-03-31 - Case File In TICRS

2007-10-30 - Applicant/Correspondence Changes (Non-Responsive) Entered

2007-10-30 - TEAS Change Of Owner Address Received

2002-12-17 - Registered - Principal Register

2002-10-10 - Allowed for Registration - Principal Register (SOU accepted)

2002-10-10 - Assigned To Examiner

2002-10-08 - Statement of use processing complete

2002-09-09 - Amendment to Use filed

2002-09-03 - PAPER RECEIVED

2002-06-25 - Noa Mailed - SOU Required From Applicant
2002-04-02 - Published for opposition
2002-03-13 - Notice of publication
2001-10-26 - Approved for Pub - Principal Register (Initial exam)
2001-10-26 - Examiner's amendment mailed
2001-10-25 - Previous allowance count withdrawn
2001-10-20 - Approved for Pub - Principal Register (Initial exam)
2001-09-19 - Examiner's amendment mailed
2001-06-20 - Non-final action mailed
2001-06-19 - Previous allowance count withdrawn
2001-06-16 - Approved for Pub - Principal Register (Initial exam)
2001-06-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

David P. Petersen

Correspondent

Renee L. Mitchell
Ryley Carlock & Applewhite
Suite 1200
One North Central Avenue
Phoenix AZ 85004-4417
Phone Number: 602/258-7701
Fax Number: 602/257-6917

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX82

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:40:58 ET

Serial Number: 76038884 Assignment Information Trademark Document Retrieval

Registration Number: 2560070

Mark (words only): EASY LIFE

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2007-07-30

Filing Date: 2000-05-01

Transformed into a National Application: No

Registration Date: 2002-04-09

Register: Principal

Law Office Assigned: LAW OFFICE 104

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2007-07-30

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. LEISURE STATION CO., LTD.

Address:

LEISURE STATION CO., LTD.
NO. 4, RD 10 TAICHUNG INDUSTRIAL ZONE
TAICHUNG
Taiwan

Legal Entity Type: Corporation

State or Country of Incorporation: Taiwan

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

Chocolate; cocoa; cocoa mixes; coffee; coffee substitutes; grain; based food beverages; herbal food beverages; frozen confections; frozen custards; fruit ice; chocolate based beverages, namely, hot chocolate; ice; ice cream; cones for ice cream; ice cream substitute; flavored ices; soy-based ice cream substitute; ice cubes; ice milk; pies; chocolate-based fillings for pies; sorbet; sherbets; tea; tea-based beverage, namely herbal tea for food purposes; tea; based beverages with fruit flavoring; and tomato sauce

Basis: 1(a)

First Use Date: 2001-06-01

First Use in Commerce Date: 2001-06-01

International Class: 032

Class Status: Active

Soft drink, namely, colas; fruit drinks; fruit juices; mixed fruit juices; fruit punch; fruit-based soft drinks flavored with tea; tomato juice; aerated fruit juices; vegetable juices; fruit juices in general; lemonade; malt wort; aerated water; mineral water; seltzer water; soda water; fruit flavored soft drinks; syrups for making soft drinks; sports drinks; drinking water; sarsaparilla; non-alcoholic punches; and non; alcoholized wines

Basis: 1(a)

First Use Date: 2001-06-01

First Use in Commerce Date: 2001-06-01

International Class: 042

Class Status: Active

Snack bars, carry-out restaurants, cocktail lounge buffets, office coffee supply services, rental of food service equipment, restaurants, self-service restaurants, restaurants featuring home delivery, salad bars, canteen services, cafes and cafeterias

Basis: 1(a)

First Use Date: 2001-06-01

First Use in Commerce Date: 2001-06-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-07-30 - Section 8 (6-year) accepted & Section 15 acknowledged

2007-07-23 - Assigned To Paralegal

2007-06-17 - Section 8 (6-year) and Section 15 Filed

2007-06-17 - TEAS Section 8 & 15 Received
2007-06-16 - TEAS Change Of Correspondence Received
2007-05-15 - Case File In TIGRS
2002-04-09 - Registered - Principal Register
2002-01-31 - Allowed for Registration - Principal Register (SOU accepted)
2002-01-08 - Statement of use processing complete
2001-12-13 - Amendment to Use filed
2001-07-03 - Noa Mailed - SOU Required From Applicant
2001-04-10 - Published for opposition
2001-03-28 - Notice of publication
2001-01-08 - Approved for Pub - Principal Register (Initial exam)
2000-11-28 - Communication received from applicant
2000-10-24 - Non-final action mailed
2000-10-13 - Assigned To Examiner
2000-10-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Morton J. Rosenberg

Correspondent

Morton J. Rosenberg

ROSENBERG, KLEIN & LEE

3458 ELLICOTT CENTER DRIVE-SUITE 101

ELLICOTT CITY MD 21043

Phone Number: 410-465-6678

Fax Number: 410-461-3067

Domestic Representative

Rosenberg, Klein & Lee

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX83**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:41:13 ET

Serial Number: 76018520 Assignment Information Trademark Document Retrieval

Registration Number: 2886820

Mark (words only): LIFE SHOULD TASTE AS GOOD AS SWISS CHALET

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-09-21

Filing Date: 2000-03-29

Transformed into a National Application: No

Registration Date: 2004-09-21

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-10-01

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. SWISS CHALET HOLDING INC.

Address:

SWISS CHALET HOLDING INC.

6303 AIRPORT RD.

MISSISSAUGA, ONTARIO L4V 1R8

Canada

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

foods, namely prepared meals consisting primarily of meat, fish, poultry, eggs, cheese, vegetables; prepared chicken; prepared spareribs; french fried potatoes; beverages, namely milk

Basis: 1(a)

First Use Date: 1999-09-00

First Use in Commerce Date: 2000-04-00

International Class: 030

Class Status: Active

prepared meals consisting primarily of rice and/or pasta; pies, cakes; ice cream sundaes, beverages, namely, coffee and tea

Basis: 1(a)

First Use Date: 1999-09-00

First Use in Commerce Date: 2000-04-00

International Class: 032

Class Status: Active

beverages, namely, non-alcoholic soft drinks, fruit and vegetable drinks and juices

Basis: 1(a)

First Use Date: 1999-09-00

First Use in Commerce Date: 2000-04-00

International Class: 042

Class Status: Active

restaurant services, fast food services, food-take out services, restaurant services featuring prepared food delivery services

Basis: 1(a)

First Use Date: 1999-09-00

First Use in Commerce Date: 2000-04-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2004-09-21 - Registered - Principal Register

2004-08-12 - Assigned To Examiner

2004-07-16 - Allowed for Registration - Principal Register (SOU accepted)

2004-03-19 - Communication received from applicant

2004-03-24 - Case File In TICRS
2004-03-19 - PAPER RECEIVED
2003-09-17 - Non-final action mailed
2003-07-08 - Assigned To Examiner
2003-05-12 - Statement of use processing complete
2003-05-12 - Amendment to Use filed
2003-05-15 - PAPER RECEIVED
2002-11-12 - Noa Mailed - SOU Required From Applicant
2002-08-20 - Published for opposition
2002-07-31 - Notice of publication
2002-06-09 - Approved for Pub - Principal Register (Initial exam)
2002-06-04 - Examiner's amendment mailed
2002-04-30 - Jurisdiction Restored To Examining Attorney
2002-04-18 - Ex parte appeal - Instituted
2002-03-27 - PAPER RECEIVED
2001-10-01 - Final refusal mailed
2001-03-20 - Communication received from applicant
2000-09-28 - Non-final action mailed
2000-09-28 - Assigned To Examiner
2000-09-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Pasquale A. Razzano

Correspondent

PASQUALE A. RAZZANO
FITZPATRICK, CELLA, HARPER & SCINTO
30 ROCKEFELLER PLAZA

NEW YORK, NY 10112-3801

Domestic Representative

FITZPATRICK, CELLA, HARPER & SCINTO

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX84

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:41:33 ET

Serial Number: 76016182 Assignment Information Trademark Document Retrieval

Registration Number: 2608008

Mark



(words only): THE BLEND COFFEE & SMOOTHIE COMPANY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-08-13

Filing Date: 2000-04-03

Transformed into a National Application: No

Registration Date: 2002-08-13

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-10-02

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Blend, Inc., The

Address:

Blend, Inc., The
3011 West Grand Blvd.

Detroit, MI 48202

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Michigan

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

ICE CREAM, PASTRIES, MUFFINS, BAGELS, CAKES, SCONES, BREADS, TORTES, JUMBO COOKIES, COFFEES, FRESH ROASTED WHOLE BEAN COFFEES, DARK ROAST COFFEES, CERTIFIED ORGANIC COFFEE AND DECAFFEINATED COFFEES, ESPRESSO, TEAS, AND COCOA, FOR CONSUMPTION ON OR OFF THE PREMISES

Basis: 1(a)

First Use Date: 2001-01-01

First Use in Commerce Date: 2001-01-01

International Class: 032

Class Status: Active

SQUEEZED FRUIT AND VEGETABLES JUICES, ORANGE JUICE, CARROT JUICE, FRESH FRUIT SMOOTHIES, FOR CONSUMPTION ON OR OFF THE PREMISES

Basis: 1(a)

First Use Date: 2001-01-01

First Use in Commerce Date: 2001-01-01

International Class: 042

Class Status: Active

RESTAURANT SERVICES

Basis: 1(a)

First Use Date: 2001-01-01

First Use in Commerce Date: 2001-01-01

ADDITIONAL INFORMATION

Disclaimer: "BLEND" or "COFFEE & SMOOTHIE COMPANY"

Lining and Stippling: The lining is a feature of the mark and does not indicate color.

Design Search Code(s):

02.01.31 - Men, stylized, including men depicted in caricature form

04.07.03 - Geometric figures or combinations of geometric figures representing a person; Geometric figures representing a person; Geometric shapes forming a person; Person formed by geometric shapes

05.09.25 - Coconuts; Other fruits

11.03.03 - Coffee cups

11.03.15 - Champagne glasses; Glasses with stems; Goblets; Stemware (glasses); Wine glasses

26.11.21 - Rectangles that are completely or partially shaded

26.17.10 - Lines, zig-zag; Zig-zag line(s)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-10-02 - Case File In TICRS
2002-08-13 - Registered - Principal Register
2002-04-29 - Allowed for Registration - Principal Register (SOU accepted)
2002-04-25 - Assigned To Examiner
2002-04-24 - Statement of use processing complete
2002-03-07 - Amendment to Use filed
2002-03-07 - PAPER RECEIVED
2001-12-25 - Noa Mailed - SOU Required From Applicant
2001-10-02 - Published for opposition
2001-09-12 - Notice of publication
2001-03-07 - Approved for Pub - Principal Register (Initial exam)
2001-01-30 - Examiner's amendment mailed
2000-10-16 - Communication received from applicant
2000-09-22 - Non-final action mailed
2000-09-13 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Charles R. Rutherford

Correspondent

CHARLES R. RUTHERFORD
DYKEMA GOSSETT PLLC
39577 WOODWARD, SUITE 300
BLOOMFIELD HILLS, MI 48304

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX85

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:41:51 ET

Serial Number: 76002631 Assignment Information Trademark Document Retrieval

Registration Number: 2847739

Mark (words only): SAINT'S ALP

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-01

Filing Date: 2000-03-16

Transformed into a National Application: No

Registration Date: 2004-06-01

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-06-21

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. GLOBAL EAGLE LIMITED

Address:

GLOBAL EAGLE LIMITED
JIPFA BUILDING, 3RD FLOOR, ROAD TOWN
TORTOLA
Br. Virgin Islands

Legal Entity Type: Limited Liability Company

State or Country Where Organized: Br. Virgin Islands

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and processed cereals, toasts, namely bread toasts and French toasts, pancakes, biscuits, buns, cakes, pies and cookies; bread, pastry and confectionery, namely pineapple cakes, flavored ices, edible ices; honey, treacle; yeast, baking powder; salt, mustard; condiments, namely sauces and vinegar; spices; ice; tea based beverages with milk; tea based beverages with pearl tapioca; tea based fruit flavored beverages; tea based beverages with herbs; milk shakes; green tea based beverages; green tea fruit flavored beverages; green barley based food beverages; chocolate-based food beverages not being dairy-based or vegetable-based; cocoa based food beverages not being dairy-based or vegetable-based; coffee based beverages; coffee beverages with milk; flavoring syrup; table syrup; tea leaves

Basis: 1(a), 44(e)

First Use Date: 1994-07-02

First Use in Commerce Date: 1999-04-08

International Class: 032

Class Status: Active

fruit drinks and fruit juices; fruit juice concentrates; dehydrated flavored powder for use in making soft drinks; nata de coco, namely, coconut drink concentrates

Basis: 1(a), 44(e)

First Use Date: 1994-07-02

First Use in Commerce Date: 1999-04-08

International Class: 042

Class Status: Active

restaurant services

Basis: 1(a), 44(e)

First Use Date: 1994-07-02

First Use in Commerce Date: 1999-04-08

ADDITIONAL INFORMATION

Foreign Application Number: 99/15928

Foreign Registration Number: 08901

Foreign Registration Date: 1999-11-04

Country: Hong Kong

Foreign Filing Date: 1999-11-04

Foreign Expiration Date: 2006-11-04

Foreign Application Number: 99/15929

Foreign Registration Number: 08902

Foreign Registration Date: 1999-11-04

Country: Hong Kong

Foreign Filing Date: 1999-11-04

Foreign Expiration Date: 2006-11-04

Foreign Application Number: 99/13341

Foreign Registration Number: 10438

Foreign Registration Date: 1999-09-23

Country: Hong Kong

Foreign Filing Date: 1999-09-23

Foreign Expiration Date: 2006-09-23

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-07-19 - Automatic Update Of Assignment Of Ownership

2004-06-01 - Registered - Principal Register

2004-03-20 - Allowed for Registration - Principal Register (SOU accepted)

2004-03-18 - Assigned To Examiner

2004-03-16 - Case File In TICRS

2004-03-09 - Statement of use processing complete

2004-02-11 - Amendment to Use filed

2004-02-11 - PAPER RECEIVED

2003-08-12 - Noa Mailed - SOU Required From Applicant

2003-05-20 - Published for opposition

2003-04-30 - Notice of publication

2003-02-10 - Approved for Pub - Principal Register (Initial exam)

2003-01-06 - Communication received from applicant

2003-01-06 - PAPER RECEIVED

2002-07-08 - Non-final action mailed

2002-05-09 - Communication received from applicant

2002-02-28 - Letter of suspension mailed

2002-02-26 - Previous allowance count withdrawn

2001-06-28 - Approved for Pub - Principal Register (Initial exam)

2001-06-28 - Assigned To Examiner

2001-02-26 - Communication received from applicant

2000-08-30 - Non-final action mailed

2000-08-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

William E. Marames

Correspondent

WILLIAM E. MARAMES
ARENT FOX KINTNER PLOTKIN & KAHN, PLLC
1050 CONNECTICUT AVENUE, NW
WASHINGTON, DC 20036-5339

Domestic Representative

ARENT FOX KINTNER PLOTKIN & KAHN, PLLC

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX86**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:42:30 ET

Serial Number: 75983511 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 2920992

Mark (words only): CAMPERO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-01-25

Filing Date: 2001-02-14

Transformed into a National Application: No

Registration Date: 2005-01-25

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2004-12-13

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. CAMPERO INTERNATIONAL LIMITED

Address:

CAMPERO INTERNATIONAL LIMITED

5A. AVENIDA 15-45, ZONA 10, CONDOMINIO CENTRO, EMPRESARIAL, TORRE IINIVEL 12,
PENTHOUSE

GUATEMALA

Guatemala

Legal Entity Type: Corporation

State or Country of Incorporation: Barbados

GOODS AND/OR SERVICES

International Class: 025

Class Status: Active

T-shirts, shorts and pants

Basis: 1(a)**First Use Date:** 1971-04-27**First Use in Commerce Date:** 2002-04-00**International Class:** 032**Class Status:** Active

fruit juices

Basis: 1(a)**First Use Date:** 1971-04-27**First Use in Commerce Date:** 2002-04-00**International Class:** 042**Class Status:** Active

Restaurant services

Basis: 1(a)**First Use Date:** 1971-04-27**First Use in Commerce Date:** 2002-04-00

ADDITIONAL INFORMATION

Translation: "CAMPERO" is Spanish for "COUNTRY".

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-01-28 - TEAS Change Of Correspondence Received

2005-01-25 - Registered - Principal Register

2004-11-18 - Law Office Registration Review Completed

2004-11-15 - Assigned To LIE

2004-11-15 - Assigned To LIE

2004-11-08 - Allowed for Registration - Principal Register (SOU accepted)

2004-08-25 - Statement of use processing complete

2004-08-05 - Amendment to Use filed

2004-08-25 - Divisional processing completed
2004-08-05 - Divisional request received
2004-08-05 - PAPER RECEIVED
2004-08-16 - Case File In TICRS
2004-08-05 - PAPER RECEIVED
2004-05-13 - TEAS Change Of Correspondence Received
2004-04-26 - Assigned To Examiner
2004-02-24 - Extension 1 granted
2004-02-05 - Extension 1 filed
2004-02-25 - Divisional processing completed
2004-02-06 - Divisional request received
2004-02-06 - PAPER RECEIVED
2003-08-05 - Noa Mailed - SOU Required From Applicant
2002-12-13 - Extension Of Time To Oppose Received
2002-11-05 - Published for opposition
2002-10-16 - Notice of publication
2002-04-15 - Communication received from applicant
2002-07-25 - Approved for Pub - Principal Register (Initial exam)
2002-05-10 - Divisional processing completed
2002-04-15 - Divisional request received
2002-03-01 - Letter of suspension mailed
2001-12-22 - Communication received from applicant
2001-06-22 - Non-final action mailed
2001-06-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Leo A Bautista

Correspondent

Michele P. Schwartz

Andrews Kurth LLP

Suite 3700

1717 Main Street

Dallas TX 75201

Phone Number: 214-659-4578

Fax Number: 214-659-4855

Domestic Representative

Leo A Bautista

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX87

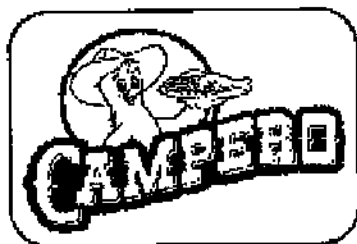
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:42:44 ET

Serial Number: 75982491 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 2967359

Mark



(words only): CAMPERO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-07-12

Filing Date: 2001-02-14

Transformed into a National Application: No

Registration Date: 2005-07-12

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-06-03

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. CAMPERO INTERNATIONAL LIMITED

Address:

CAMPERO INTERNATIONAL LIMITED
Chamberlain Place, Broad Street

Bridgetown

Barbados

Legal Entity Type: Corporation

State or Country of Incorporation: Barbados

GOODS AND/OR SERVICES

International Class: 025

Class Status: Active

Men's and women's sportswear and active wear; namely, jackets, hats, knit shirts, dress shirts, sport shirts, T-shirts, shorts and pants

Basis: 1(a)

First Use Date: 1971-04-27

First Use in Commerce Date: 2002-04-00

International Class: 029

Class Status: Active

poultry, cole slaw, processed potatoes, processed beans, french fried potatoes, entrees consisting of poultry

Basis: 1(a)

First Use Date: 1971-04-27

First Use in Commerce Date: 2002-04-00

International Class: 030

Class Status: Active

bread, grain-based beverages, bakery desserts

Basis: 1(a)

First Use Date: 1971-04-27

First Use in Commerce Date: 2002-04-00

International Class: 032

Class Status: Active

Beverages, namely, fruit drinks and fruit juices

Basis: 1(a)

First Use Date: 1971-04-27

First Use in Commerce Date: 2002-04-00

International Class: 042

Class Status: Active

Restaurant services

Basis: 1(a)

First Use Date: 1971-04-27

First Use in Commerce Date: 2002-04-00

ADDITIONAL INFORMATION

Translation: "CAMPERO" is Spanish for "COUNTRY".

Design Search Code(s):

03.15.03 - Chickens, hens, roosters; Chicks; Hens; Rooster

03.15.26 - Costumed birds and bats and those with human attributes

08.11.05 - Chicken (cooked or prepared to eat); Fowl (prepared to eat); Turkey (cooked or prepared to eat)

08.11.25 - Hamburger patties; Kabobs (meat); Ribs (meat)

09.05.05 - Sombreros, cowboy hats (10 gallon hats), other broad-brimmed hats

11.03.10 - Paper plates, full; Plates, dinnerware, full

26.01.02 - Circles, plain single line; Plain single line circles

26.11.21 - Rectangles that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-01-28 - TEAS Change Of Correspondence Received

2008-06-30 - Applicant/Correspondence Changes (Non-Responsive) Entered

2008-06-30 - TEAS Change Of Owner Address Received

2005-07-12 - Registered - Principal Register

2005-04-19 - Law Office Registration Review Completed

2005-04-15 - Assigned To LIE

2005-04-11 - Allowed for Registration - Principal Register (SOU accepted)

2005-03-10 - Statement of use processing complete

2004-10-06 - Amendment to Use filed

2005-01-03 - PAPER RECEIVED

2004-10-06 - PAPER RECEIVED

2004-06-23 - Case File In TICRS

2004-05-13 - TEAS Change Of Correspondence Received

2004-04-26 - Assigned To Examiner

2004-04-06 - Noa Mailed - SOU Required From Applicant

2003-02-24 - Extension Of Time To Oppose Received
2003-01-14 - Published for opposition
2002-12-25 - Notice of publication
2002-09-18 - Approved for Pub - Principal Register (Initial exam)
2002-07-26 - Final refusal mailed
2002-05-10 - Divisional processing completed
2002-04-15 - Divisional request received
2002-03-01 - Letter of suspension mailed
2001-12-22 - Communication received from applicant
2001-06-22 - Non-final action mailed
2001-06-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Leo A Bautista

Correspondent

Michele P. Schwartz
Andrews Kurth LLP
Suite 3700
1717 Main Street
Dallas TX 75201
Phone Number: 214-659-4578
Fax Number: 214-659-4855

Domestic Representative

Leo A Bautista

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX88

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:43:22 ET

Serial Number: 75632698 Assignment Information Trademark Document Retrieval

Registration Number: 2298348

Mark



(words only): B-BOP'S

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-05-24

Filing Date: 1999-02-01

Transformed into a National Application: No

Registration Date: 1999-12-07

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-06-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. B-BOP'S FRANCHISING CORP.

Address:

B-BOP'S FRANCHISING CORP.
939 Office Park Road, Suite 333

West Des Moines, IA 50265

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Iowa

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

French fries

Basis: 1(a)

First Use Date: 1988-11-26

First Use in Commerce Date: 1988-11-26

International Class: 030

Class Status: Active

Hamburger sandwiches

Basis: 1(a)

First Use Date: 1988-11-26

First Use in Commerce Date: 1988-11-26

International Class: 032

Class Status: Active

Soft drinks

Basis: 1(a)

First Use Date: 1988-11-26

First Use in Commerce Date: 1988-11-26

International Class: 042

Class Status: Active

Restaurant services

Basis: 1(a)

First Use Date: 1988-11-26

First Use in Commerce Date: 1988-11-26

ADDITIONAL INFORMATION

Design Search Code(s):

08.05.01 - Hamburger sandwiches

26.11.02 - Plain single line rectangles; Rectangles (single line)

26.11.25 - Rectangles with one or more curved sides

26.11.28 - Miscellaneous designs with overall rectangular shape; Rectangular shapes (miscellaneous overall shape)

Prior Registration Number(s):

1513201

1841942

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-01-13 - Notice Of Design Search Code And Pseudo Mark Mailed

2006-06-09 - Case File In TICRS

2006-05-24 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-05-24 - Assigned To Paralegal

2005-12-05 - Section 8 (6-year) and Section 15 Filed

2005-12-05 - TEAS Section 8 & 15 Received

1999-12-07 - Registered - Principal Register

1999-09-14 - Published for opposition

1999-08-13 - Notice of publication

1999-05-24 - Approved for Pub - Principal Register (Initial exam)

1999-05-23 - Assigned To Examiner

1999-05-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Michael G. Voorhees

Correspondent

MICHAEL G. VOORHEES
MCKEE, VOORHEES & SEASE, PLC
801 GRAND AVE STE 3200
DES MOINES, IA 50309-8009

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX89**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:43:36 ET

Serial Number: 75607619 Assignment Information Trademark Document Retrieval

Registration Number: 2384834

Mark

**HONEY DEW
DONUTS**

(words only): HONEY DEW DONUTS

Standard Character claim: No

Current Status: A Section 8 affidavit has been accepted.

Date of Status: 2006-01-10

Filing Date: 1998-12-17

Transformed into a National Application: No

Registration Date: 2000-09-12

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-12-28

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Honey Dew Associates, Inc.

Address:

Honey Dew Associates, Inc.
2 TAUNTON STREET

PLAINVILLE, MA 02762

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Massachusetts

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

doughnuts, pastries and muffins, coffee

Basis: 1(a)

First Use Date: 1998-08-16

First Use in Commerce Date: 1998-08-16

International Class: 032

Class Status: Active

Frozen non-alcoholic fruit-flavored beverages

Basis: 1(a)

First Use Date: 1998-05-04

First Use in Commerce Date: 1998-05-04

International Class: 042

Class Status: Active

restaurant and carry-out food services specializing in doughnuts, pastries, muffins and beverages

Basis: 1(a)

First Use Date: 1998-08-16

First Use in Commerce Date: 1998-08-16

ADDITIONAL INFORMATION

Disclaimer: "Donuts"

Design Search Code(s):

26.09.14 - Squares, three or more; Three or more squares

26.09.16 - Squares touching or intersecting

26.09.21 - Squares that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-01-03 - Notice Of Design Search Code Mailed

2008-05-19 - Notice Of Suit
2006-12-28 - Case File In TICRS
2006-09-22 - Section 15 acknowledged
2006-09-05 - Assigned To Paralegal
2006-06-13 - Section 15 affidavit received
2006-06-13 - PAPER RECEIVED
2006-01-10 - Section 8 (6-year) accepted
2006-01-06 - Assigned To Paralegal
2005-12-05 - Section 8 (6-year) filed
2005-12-05 - PAPER RECEIVED
2000-09-12 - Registered - Principal Register
1999-11-30 - Published for opposition
1999-10-29 - Notice of publication
1999-08-30 - Approved for Pub - Principal Register (Initial exam)
1999-07-16 - Communication received from applicant
1999-05-10 - Non-final action mailed
1999-04-09 - Assigned To Examiner
1999-04-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

MICHAEL A. WIRTZ

Correspondent

MICHAEL A. WIRTZ
JACK MIKELS & ASSOCIATES, LLP
1 BATTERYMARCH PARK
SUITE 309
QUINCY, MA 02169

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX90**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:44:10 ET

Serial Number: 75505540 Assignment Information Trademark Document Retrieval

Registration Number: 2389112

Mark



(words only): BV BURGerville

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-11-30

Filing Date: 1998-06-19

Transformed into a National Application: No

Registration Date: 2000-09-26

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2006-11-30

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. HOLLAND, INC., THE

Address:

HOLLAND, INC., THE
109 W. 17th Street

Vancouver, WA 98660

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Washington

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

CHICKEN, FRENCH FRIED POTATOES, HASH BROWN POTATOES, FISH AND CHIPS, PREPARED VEGETABLE SALADS, PREPARED EGGS, BACON, HAM, SAUSAGE, MILK, AND CREAM CHEESE, ALL FOR CONSUMPTION ON AND OFF THE PREMISES

Basis: 1(a)

First Use Date: 1997-07-01

First Use in Commerce Date: 1997-07-01

International Class: 030

Class Status: Active

SANDWICHES, HAMBURGER AND CHEESEBURGER SANDWICHES, FISH SANDWICHES, GARDEN BURGER SANDWICHES, TURKEY BURGER SANDWICHES, TURKEY CLUB SANDWICHES, EGG SANDWICHES, BISCUITS, BAGELS, ICE CREAM, ICE CREAM SUNDAES, ROOTBEER FLOATS, ICE CREAM CONES, MILKSHAKES, FROZEN YOGURT, COOKIES, PIES, COFFEE, HOT CHOCOLATE, AND TEA, ALL FOR CONSUMPTION ON OR OFF THE PREMISES

Basis: 1(a)

First Use Date: 1997-07-01

First Use in Commerce Date: 1997-07-01

International Class: 031

Class Status: Active

FRESH FRUITS, AND FRESH BANANAS, ALL FOR CONSUMPTION ON OR OFF THE PREMISES

Basis: 1(a)

First Use Date: 1997-07-01

First Use in Commerce Date: 1997-07-01

International Class: 032

Class Status: Active

BEVERAGES, NAMELY, SOFT DRINKS, FRUIT FLAVORED DRINKS, AND ORANGE JUICE, ALL FOR CONSUMPTION ON OR OFF THE PREMISES

Basis: 1(a)

First Use Date: 1997-07-01

First Use in Commerce Date: 1997-07-01

International Class: 042

Class Status: Active

RESTAURANT SERVICES

Basis: 1(a)

First Use Date: 1997-07-01

First Use in Commerce Date: 1997-07-01

ADDITIONAL INFORMATION

Description of Mark: The mark is a stylized logo comprised of the terms "BURGERVILLE 61" and the letters "BV", presented in stylized form.

Design Search Code(s):

26.13.13 - Quadrilateral (two quadrilaterals); Two quadrilaterals

26.13.16 - Quadrilaterals touching or intersecting

26.13.21 - Quadrilaterals that are completely or partially shaded

26.13.25 - Quadrilaterals with one or more curved sides

Prior Registration Number(s):

916466

921629

922942

925189

1145356

1153299

1582799

1584916

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-11-11 - Notice Of Design Search Code Mailed

2006-11-30 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-09-25 - Section 8 (6-year) and Section 15 Filed

2006-09-25 - TEAS Section 8 & 15 Received

2006-01-31 - Case File In TICRS

2000-09-26 - Registered - Principal Register

2000-02-29 - Published for opposition

2000-01-28 - Notice of publication

2000-01-11 - Approved for Pub - Principal Register (Initial exam)

1999-12-06 - Communication received from applicant

1999-12-09 - Communication received from applicant

1999-06-04 - Non-final action mailed

1999-02-22 - Communication received from applicant

1998-09-28 - Non-final action mailed

1998-09-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JERE M WEBB

Correspondent

JERE M WEBB

STOEL RIVES

900 SW 5TH AVE STE 2300

PORTLAND OR 97204

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX91**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-07 21:44:26 ET

Serial Number: 75777398 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 2364537

Mark



Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2005-12-16

Filing Date: 1999-08-17

Transformed into a National Application: No

Registration Date: 2000-07-04

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-03-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Smoothie King Franchises, Inc.

Address:

Smoothie King Franchises, Inc.
2400 Veterans Memorial Boulevard Suite 110
Kenner, LA 70062
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Louisiana

GOODS AND/OR SERVICES

International Class: 032

Class Status: Active

NON-ALCOHOLIC FROZEN DRINKS CONTAINING NATURAL INGREDIENTS AND FRUIT
OR OTHER FLAVORINGS FOR CONSUMPTION ON OR OFF THE PREMISES

Basis: 1(a)

First Use Date: 1998-02-01

First Use in Commerce Date: 1998-02-01

International Class: 042

Class Status: Active

RESTAURANT, SNACK BAR AND CARRY-OUT FOOD SERVICES

Basis: 1(a)

First Use Date: 1998-02-01

First Use in Commerce Date: 1998-02-01

ADDITIONAL INFORMATION

Design Search Code(s):

24.11.01 - Crowns closed at the top

Prior Registration Number(s):

2036826

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-12-18 - TEAS Change Of Correspondence Received

2006-03-17 - Case File In TICRS

2005-12-16 - Section 8 (6-year) accepted & Section 15 acknowledged

2005-12-16 - Assigned To Paralegal

2005-08-26 - Section 8 (6-year) and Section 15 Filed

2005-08-26 - TEAS Section 8 & 15 Received

2000-07-04 - Registered - Principal Register

2000-04-11 - Published for opposition

2000-03-10 - Notice of publication

2000-02-10 - Approved for Pub - Principal Register (Initial exam)

2000-01-06 - Communication received from applicant

1999-12-16 - Non-final action mailed

1999-12-06 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

STEPHANIE K. WADE

Correspondent

Stephanie K. Wade

Dickstein Shapiro LLP

1825 Eye Street, NW

Washington, DC 20006-5403

Phone Number: 202-420-2200

Fax Number: 202-420-2201

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX92**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-08 21:44:39 ET

Serial Number: 75632855 Assignment Information Trademark Document Retrieval

Registration Number: 2314516

Mark



(words only): B-BOP'S

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-11-16

Filing Date: 1999-02-01

Transformed into a National Application: No

Registration Date: 2000-02-01

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2006-11-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. B-BOP'S FRANCHISING CORP.

Address:

B-BOP'S FRANCHISING CORP.

939 Office Park Road, Suite 333

West Des Moines, IA 50265
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Iowa

GOODS AND/OR SERVICES

International Class: 032
Class Status: Active
soft drinks
Basis: 1(a)
First Use Date: 1988-11-26
First Use in Commerce Date: 1988-11-26

International Class: 042
Class Status: Active
restaurant services
Basis: 1(a)
First Use Date: 1988-11-26
First Use in Commerce Date: 1988-11-26

ADDITIONAL INFORMATION

Design Search Code(s):
07.03.06 - Art galleries; Bars, cocktail Lounge; Delicatessens; Discos; Drive-in-theaters; Galleries, art; Grocery stores; Restaurants; Service stations; Stores (building); Supermarket; Theaters
08.05.01 - Hamburger sandwiches
18.05.01 - Cabs, taxi; Cars (not emergency); Hearses; Limousines; Race cars; Taxicabs
24.17.03 - Dollar symbol (\$)
24.17.13 - Clef symbol (musical); Musical notes; Musical staff; Musical symbols, including treble and bass clef symbols, sharp and flat symbols and notes

Prior Registration Number(s):
1513201
1841942

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-11-16 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-05-19 - Case File In TICRS

2006-01-06 - Section 8 (6-year) and Section 15 Filed
2006-01-06 - TEAS Section 8 & 15 Received
2000-02-01 - Registered - Principal Register
1999-11-09 - Published for opposition
1999-10-08 - Notice of publication
1999-07-21 - Approved for Pub - Principal Register (Initial exam)
1999-06-22 - Communication received from applicant
1999-05-27 - Non-final action mailed
1999-05-26 - Previous allowance count withdrawn
1999-05-24 - Approved for Pub - Principal Register (Initial exam)
1999-05-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Michael G. Voorhees

Correspondent

MICHAEL G. VOORHEES
MCKEE, VOORHEES & SEASE, PLC
801 GRAND AVENUE, SUITE 3200
DES MOINES, IOWA 50309

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX93

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-08 21:45:02 ET

Serial Number: 75584556 Assignment Information Trademark Document Retrieval

Registration Number: 2323591

Mark



(words only): GRANDMA'S OF YORKTOWN A FAMILY TRADITION RESTAURANT & PIE SHOPS

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2005-04-09

Filing Date: 1998-11-06

Transformed into a National Application: No

Registration Date: 2000-02-29

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 837 -Post Registration

Date In Location: 2005-04-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. UPPER CRUST FOOD CORP.

Address:

UPPER CRUST FOOD CORP.

Route 202
Peekskill, NY 10566
United States
Legal Entity Type: Corporation
State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 029
Class Status: Active
SOUPS
Basis: 1(a)
First Use Date: 1982-00-00
First Use in Commerce Date: 1982-00-00

International Class: 030
Class Status: Active
SANDWICHES, QUICHES, ICE CREAM; COFFEE; TEA AND BAKERY GOODS, NAMELY,
BREAD, BISCUITS, CAKES, PIES AND PASTRY
Basis: 1(a)
First Use Date: 1982-00-00
First Use in Commerce Date: 1982-00-00

International Class: 032
Class Status: Active
SOFT DRINKS
Basis: 1(a)
First Use Date: 1982-00-00
First Use in Commerce Date: 1982-00-00

International Class: 042
Class Status: Active
RESTAURANT SERVICES
Basis: 1(a)
First Use Date: 1982-00-00
First Use in Commerce Date: 1982-00-00

ADDITIONAL INFORMATION

Disclaimer: "YORKTOWN" and "RESTAURANT & PIE SHOPS"

Design Search Code(s):
26.01.13 - Circles, two (not concentric); Two circles
26.01.21 - Circles that are totally or partially shaded.
26.03.08 - Letters, numerals or punctuation forming the perimeter of an oval or bordering the perimeter of an oval; Ovals having letters or numerals as a border; Ovals having punctuation as a border
26.03.17 - Concentric ovals; Concentric ovals and ovals within ovals; Ovals within ovals; Ovals, concentric

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2005-04-09 - Section 8 (6-year) accepted & Section 15 acknowledged

2005-03-02 - Section 8 (6-year) and Section 15 Filed

2005-03-02 - PAPER RECEIVED

2000-02-29 - Registered - Principal Register

1999-08-23 - Extension Of Time To Oppose Received

1999-07-20 - Published for opposition

1999-06-18 - Notice of publication

1999-03-24 - Approved for Pub - Principal Register (Initial exam)

1999-03-15 - Examiner's amendment mailed

1999-03-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Karl F. Milde, Jr.

Correspondent

KARL F MILDE JR

MILDE HOFFBERG & MACKLIN

10 BANK ST SUITE 460

WHITE PLAINS NY 10606

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX94

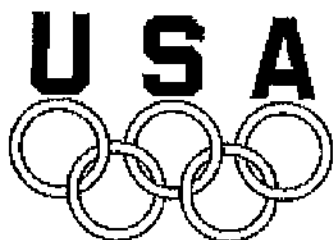
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-08 21:45:31 ET

Serial Number: 75566330 Assignment Information Trademark Document Retrieval

Registration Number: 2315972

Mark



(words only): USA

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2006-05-08

Filing Date: 1998-10-06

Transformed into a National Application: No

Registration Date: 2000-02-08

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2006-05-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. United States Olympic Committee

Address:

United States Olympic Committee
One Olympic Plaza

Colorado Springs, CO 80909

United States

Legal Entity Type: CONGRESSIONALLY CHARTERED CORPORATION

State or Country Where Organized: United States

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

SUNGLASSES

Basis: 1(a)

First Use Date: 1995-06-01

First Use in Commerce Date: 1995-06-01

International Class: 010

Class Status: Active

BABY BOTTLES

Basis: 1(a)

First Use Date: 1994-04-25

First Use in Commerce Date: 1994-04-25

International Class: 012

Class Status: Active

TRUCKS

Basis: 1(a)

First Use Date: 1998-02-01

First Use in Commerce Date: 1998-02-01

International Class: 014

Class Status: Active

WATCHES, ORNAMENTAL LAPEL PINS AND ORNAMENTAL LAPEL PIN SETS

Basis: 1(a)

First Use Date: 1993-11-02

First Use in Commerce Date: 1993-11-02

International Class: 018

Class Status: Active

TOTE BAGS, BACKPACKS AND CANVAS LUNCH BAGS

Basis: 1(a)

First Use Date: 1993-07-01

First Use in Commerce Date: 1993-07-01

International Class: 021

Class Status: Active

CERAMIC MUGS

Basis: 1(a)

First Use Date: 1996-11-00

First Use in Commerce Date: 1996-11-00

International Class: 024

Class Status: Active
CLOTH PENNANTS, BATH TOWELS AND BEACH TOWELS
Basis: 1(a)
First Use Date: 1996-03-01
First Use in Commerce Date: 1996-03-01

International Class: 025
Class Status: Active
CLOTHING, NAMELY - BOXER SHORTS, INFANT'S CAPS AND
Basis: 1(a)
First Use Date: 1994-04-25
First Use in Commerce Date: 1994-04-25

International Class: 028
Class Status: Active
TOYS, NAMELY, DOLLS, DOLLS WITH ACCESSORIES THEREFOR AND BUBBLE MAKING SETS
Basis: 1(a)
First Use Date: 1995-12-01
First Use in Commerce Date: 1995-12-01

International Class: 029
Class Status: Active
PROCESSED POTATOES FOR HUMAN CONSUMPTION
Basis: 1(a)
First Use Date: 1998-02-01
First Use in Commerce Date: 1998-02-01

International Class: 030
Class Status: Active
SANDWICHES, ALL FOR CONSUMPTION ON OR OFF THE PREMISES
Basis: 1(a)
First Use Date: 1998-02-01
First Use in Commerce Date: 1998-02-01

International Class: 032
Class Status: Active
BEVERAGES, NAMELY, FRUIT JUICES, AND CARBONATED AND NON-CARBONATED SOFT DRINKS FOR CONSUMPTION ON OR OFF THE PREMISES
Basis: 1(a)
First Use Date: 1998-02-01
First Use in Commerce Date: 1998-02-01

International Class: 042
Class Status: Active
RESTAURANT SERVICES
Basis: 1(a)
First Use Date: 1998-02-01
First Use in Commerce Date: 1998-02-01

ADDITIONAL INFORMATION

Disclaimer: "USA"

Design Search Code(s):

26.01.16 - Circles touching or intersecting

26.01.31 - Circles - five or more; Five or more circles

Prior Registration Number(s):

1314611

1573212

2150579

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-05-16 - Case File In TIGRS

2006-05-08 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-05-03 - Assigned To Paralegal

2006-02-07 - Section 8 (6-year) and Section 15 Filed

2006-02-07 - TEAS Section 8 & 15 Received

2000-02-08 - Registered - Principal Register

1999-11-16 - Published for opposition

1999-10-15 - Notice of publication

1999-07-30 - Approved for Pub - Principal Register (Initial exam)

1999-07-27 - Examiner's amendment mailed

1999-07-22 - Communication received from applicant

1999-05-11 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

KELLY C. MAYNARD

Correspondent

KELLY C. MAYNARD,
UNITD STATES OLYMPIC COMMITTEE
ONE OLYMPIC PLAZA
COLORADO SPRINGS, CO 80909

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX95

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-11 22:51:28 ET

Serial Number: 75524249 Assignment Information Trademark Document Retrieval

Registration Number: 2337490

Mark (words only): BRAUM'S

Standard Character claim: No

Current Status: Partial Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2005-06-17

Filing Date: 1998-07-23

Transformed into a National Application: No

Registration Date: 2000-04-04

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 834 -Post Registration

Date In Location: 2005-06-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. W.H. Braum, Inc.

DBA/AKA/TA/Formerly: DBA Braum Ice Cream Stores, Inc. and Braum Ice Cream Company

Address:

W.H. Braum, Inc.
3000 N.E. 63rd Street
Oklahoma City, OK 73125
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Oklahoma

GOODS AND/OR SERVICES

International Class: 016

Class Status: Active

grocery bags

Basis: 1(a)**First Use Date:** 1995-00-00**First Use in Commerce Date:** 1995-00-00**International Class:** 021**Class Status:** Active

insulated containers for food or beverages, mugs, thermal mugs, cookie jars and tins, ice cream scoops, dippers and spades, plastic bag clips, gift baskets made of wicker and wood

Basis: 1(a)**First Use Date:** 1985-00-00**First Use in Commerce Date:** 1985-00-00**International Class:** 025**Class Status:** Section 8 - Cancelled**Basis:** 1(a)**First Use Date:** 1995-00-00**First Use in Commerce Date:** 1995-00-00**International Class:** 028**Class Status:** Active

toys, namely trucks

Basis: 1(a)**First Use Date:** 1995-00-00**First Use in Commerce Date:** 1995-00-00**International Class:** 029**Class Status:** Active

full line of dairy products excluding ice cream, ice milk and frozen yogurt, a full line of cheeses, cheese spreads, pimento cheese, a full line of meats, a full line of frozen prepared entrees and side dishes consisting primarily of meat, poultry or vegetables, fruit and fountain toppings, namely, strawberry, peanut butter, pecan, whipped and nut toppings, strawberry syrup, fruit preserves, potato-based snack foods, dairy-based dips, bean dip, cheese dip, egg nog, maraschino cherries, and shelled, roasted, and processed nuts

Basis: 1(a)**First Use Date:** 1976-06-00**First Use in Commerce Date:** 1976-06-00**International Class:** 030**Class Status:** Active

full line of frozen prepared entrees and side dishes consisting primarily of rice or pasta, a full line of breads and bakery goods, a full line of ice cream and frozen yogurts, a full line of frozen dairy-based dessert products, a full line of refrigerator ready-to-bake bakery goods, coffee, ice, salsa, candies, chocolate covered nuts, chocolate covered pretzels, corn-based snack foods, wheat-based snack foods, snack mix consisting primarily of cereal and nuts, cones for ice cream, chocolate syrup, pancake syrup, fountain toppings, namely, butterscotch, caramel, marshmallow, chocolate and candy toppings, barbecue sauce, mustard, ketchup, salad dressing, and frozen pizza

Basis: 1(a)**First Use Date:** 1976-06-00**First Use in Commerce Date:** 1976-06-00

International Class: 032**Class Status: Active**

fruit juices, fruit drinks, bottled drinking water

Basis: 1(a)**First Use Date: 1976-06-00****First Use in Commerce Date: 1976-06-00****International Class: 035****Class Status: Active**

retail store services featuring ice cream, groceries, beverages and baked goods

Basis: 1(a)**First Use Date: 1983-00-00****First Use in Commerce Date: 1983-00-00****International Class: 042****Class Status: Active**

restaurant services, restaurant carryout services

Basis: 1(a)**First Use Date: 1983-00-00****First Use in Commerce Date: 1983-00-00**

ADDITIONAL INFORMATION

Section 2(f)**Prior Registration Number(s):**

1428618

1895212

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2005-06-17 - Partial Section 8 (6-year) accepted & Section 15 acknowledged

2005-06-17 - Assigned To Paralegal

2005-05-26 - Section 8 (6-year) and Section 15 Filed

2005-05-26 - TEAS Section 8 & 15 Received

2000-04-04 - Registered - Principal Register

2000-01-11 - Published for opposition
1999-12-10 - Notice of publication
1999-10-25 - Approved for Pub - Principal Register (Initial exam)
1999-10-18 - Examiner's amendment mailed
1999-10-18 - Assigned To Examiner
1999-08-05 - Communication received from applicant
1999-02-02 - Non-final action mailed
1999-01-15 - Assigned To Examiner
1999-01-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

SEAN V O'CONNELL

Correspondent

SEAN V O'CONNELL
MCKINNEY & STRINGER, P.C.
101 NORTH ROBINSON, STE 1300
OKLAHOMA CITY, OKLAHOMA 73102

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX96

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-11 22:52:44 ET

Serial Number: 75524225 Assignment Information Trademark Document Retrieval

Registration Number: 2337489

Mark



(words only): B

Standard Character claim: No

Current Status: Partial Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2005-07-06

Filing Date: 1998-07-23

Transformed into a National Application: No

Registration Date: 2000-04-04

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 834 -Post Registration

Date In Location: 2005-07-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. W.H. Braum, Inc.

DBA/AKA/TA/Formerly: DBA Braum Ice Cream Stores, Inc. and DBA Braum Ice Cream Company
Address:
W.H. Braum, Inc.

3000 N.E. 63rd Street
Oklahoma City, OK 73125
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Oklahoma

GOODS AND/OR SERVICES

International Class: 016

Class Status: Active

grocery bags

Basis: 1(a)

First Use Date: 1995-00-00

First Use in Commerce Date: 1995-00-00

International Class: 021

Class Status: Active

insulated containers for food or beverages, mugs, thermal mugs, cookie jars and tins, ice cream scoops, dippers and spades, plastic bag clips, gift baskets made of wicker, and wood

Basis: 1(a)

First Use Date: 1985-00-00

First Use in Commerce Date: 1985-00-00

International Class: 025

Class Status: Section 8 - Cancelled

Basis: 1(a)

First Use Date: 1995-00-00

First Use in Commerce Date: 1995-00-00

International Class: 028

Class Status: Section 8 - Cancelled

Basis: 1(a)

First Use Date: 1995-00-00

First Use in Commerce Date: 1995-00-00

International Class: 029

Class Status: Active

full line of dairy products excluding ice cream, ice milk and frozen yogurt, a full line of cheeses, cheese spreads, pimento cheese, a full line of meats, a full line of frozen prepared entrees and side dishes consisting primarily of meat, poultry or vegetables, fruit and fountain toppings, namely, strawberry, peanut butter, pecan, whipped and nut toppings, strawberry syrup, fruit preserves, potato-based snack foods, dairy-based dips, bean dip, cheese dip, egg nog, maraschino cherries, and shelled, roasted, and processed nuts

Basis: 1(a)

First Use Date: 1992-07-00

First Use in Commerce Date: 1992-07-00

International Class: 030

Class Status: Active

full line of frozen prepared entrees and side dishes consisting primarily of rice or pasta, a full line of

bread and bakery goods, a full line of ice cream and frozen yogurts, a full line of frozen dairy-based dessert products, a full line of refrigerator ready-to-bake bakery goods, coffee, ice, salsa, candies, chocolate covered nuts, chocolate covered pretzels, corn-based snack foods, wheat-based snack foods, snack mix consisting primarily of cereal and nuts, cones for ice cream, chocolate syrup, pancake syrup, fountain toppings, namely, butterscotch, caramel, marshmallow, chocolate and candy toppings, barbecue sauce, mustard, ketchup, salad dressing, and frozen pizza

Basis: 1(a)

First Use Date: 1992-04-00

First Use in Commerce Date: 1992-04-00

International Class: 032

Class Status: Active

fruit juices, fruit drinks, bottled drinking water

Basis: 1(a)

First Use Date: 1976-06-00

First Use in Commerce Date: 1976-06-00

International Class: 035

Class Status: Active

retail store services featuring ice cream, groceries, beverages and baked goods

Basis: 1(a)

First Use Date: 1983-00-00

First Use in Commerce Date: 1983-00-00

International Class: 042

Class Status: Active

restaurant carryout services

Basis: 1(a)

First Use Date: 1983-00-00

First Use in Commerce Date: 1983-00-00

ADDITIONAL INFORMATION

Lining and Stippling: The lining shown in the drawing is a feature of the mark and is not intended to indicate color.

Design Search Code(s):

08.09.01 - Ice cream, sherbet and frozen yogurt in cones; Sundae

Prior Registration Number(s):

1428618

1895212

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2005-07-06 - Partial Section 8 (6-year) accepted & Section 15 acknowledged

2005-06-22 - Assigned To Paralegal

2005-05-27 - Section 8 (6-year) and Section 15 Filed

2005-05-27 - TEAS Section 8 & 15 Received

2000-04-04 - Registered - Principal Register

2000-01-11 - Published for opposition

1999-12-10 - Notice of publication

1999-10-25 - Approved for Pub - Principal Register (Initial exam)

1999-10-18 - Examiner's amendment mailed

1999-10-18 - Assigned To Examiner

1999-08-02 - Communication received from applicant

1999-01-28 - Non-final action mailed

1999-01-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

SEAN V O'CONNELL

Correspondent

SEAN V. O'CONNELL

MCKINNEY & STRINGER, P.C.

101 NORTH ROBINSON, STE 1300

OKLAHOMA CITY, OKLAHOMA 73102

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings

Opposition No. 91180742 (Parent)

Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX97**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-11 22:54:14 ET

Serial Number: 75522819 Assignment Information Trademark Document Retrieval

Registration Number: 2382230

Mark (words only): HONEY DEW DONUTS

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2007-03-28

Filing Date: 1998-07-21

Transformed into a National Application: No

Registration Date: 2000-09-05

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2007-04-11

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Honey Dew Associates, Inc.

Address:

Honey Dew Associates, Inc.

2 Taunton Street

Plainville, MA 02762

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Massachusetts

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

Doughnuts, pastries and muffins, coffee; frozen non-alcoholic fruit-flavored beverages sold only out of frozen drink mixers at the applicant's and applicants franchisee's premises; all for consumption on and off the premises

Basis: 1(a)

First Use Date: 1974-06-24

First Use in Commerce Date: 1977-04-10

International Class: 032

Class Status: Active

Frozen non-alcoholic fruit-flavored beverages

Basis: 1(a)

First Use Date: 1998-05-04

First Use in Commerce Date: 1998-05-04

International Class: 042

Class Status: Active

restaurant and carry-out food services specializing in doughnuts, pastries, muffins, coffee and frozen non-alcoholic fruit-flavored beverages

Basis: 1(a)

First Use Date: 1974-06-24

First Use in Commerce Date: 1977-04-10

ADDITIONAL INFORMATION

Disclaimer: "Donuts"

Prior Registration Number(s):

198305

1238646

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-05-19 - Notice Of Suit

2007-03-28 - Section 8 (6-year) accepted & Section 15 acknowledged

2007-03-21 - Response received to Post Registration action - Sections 8

2007-03-21 - PAPER RECEIVED

2007-03-20 - FAX RECEIVED

2006-09-21 - Post Registration action mailed Section 8 & 15
2006-09-18 - Assigned To Paralegal
2006-06-27 - Section 8 (6-year) and Section 15 Filed
2006-06-27 - PAPER RECEIVED
2006-02-16 - Case File In TICRS
2006-02-16 - Case File In TICRS
2000-09-05 - Registered - Principal Register
2000-06-13 - Published for opposition
2000-05-12 - Notice of publication
1999-08-16 - Approved for Pub - Principal Register (Initial exam)
1998-12-21 - Non-final action mailed
1998-11-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Michael A. Wirtz

Correspondent

Michael A. Wirtz

JACK MIKELS & ASSOCIATES LLP
1 BATTERYMARCH PARK STE 309
QUINCY, MA 02169

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX98**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-11 22:55:49 ET

Serial Number: 75505623 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 2432588

Mark



(words only): BV BURGerville

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2007-03-29

Filing Date: 1998-06-19

Transformed into a National Application: No

Registration Date: 2001-03-06

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2007-03-29

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. HOLLAND, INC., THE

Address:
HOLLAND, INC., THE
109 W. 17th Street

Vancouver, WA 98660

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Washington

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

CHICKEN, FRENCH FRIED POTATOES, HASH BROWN POTATOES, FISH AND CHIPS, PREPARED VEGETABLE SALADS, COLESLAW, PREPARED EGGS, BACON, HAM, SAUSAGE, GARDEN SAUSAGE, MILK, AND CREAM CHEESE, ALL FOR CONSUMPTION ON AND OFF THE PREMISES

Basis: 1(a)

First Use Date: 1997-07-01

First Use in Commerce Date: 1997-07-01

International Class: 030

Class Status: Active

SANDWICHES, HAMBURGER AND CHEESEBURGER SANDWICHES, FISH SANDWICHES, GARDEN BURGER SANDWICHES, TURKEY BURGER SANDWICHES, TURKEY CLUB SANDWICHES, EGG SANDWICHES, BISCUITS, BAGELS, FRENCH TOAST, ICE CREAM, ICE CREAM SUNDAES, ICE CREAM PARFAITS, ROOTBEER FLOATS, BANANA SPLITS, ICE CREAM CONES, MILKSHAKES, FROZEN YOGURT, COOKIES, PIES, COFFEE, CAPPUCCINO, ESPRESSO, LATTE, HOT CHOCOLATE, AND TEA, ALL FOR CONSUMPTION ON OR OFF THE PREMISES

Basis: 1(a)

First Use Date: 1997-07-01

First Use in Commerce Date: 1997-07-01

International Class: 031

Class Status: Active

FRESH FRUITS, AND FRESH BANANAS, ALL FOR CONSUMPTION ON OR OF THE PREMISES

Basis: 1(a)

First Use Date: 1997-07-01

First Use in Commerce Date: 1997-07-01

International Class: 032

Class Status: Active

BEVERAGES, NAMELY, SOFT DRINKS, FRUIT FLAVORED DRINKS, AND ORANGE JUICE, ALL FOR CONSUMPTION ON OR OFF THE PREMISES

Basis: 1(a)

First Use Date: 1997-07-01

First Use in Commerce Date: 1997-07-01

International Class: 042

Class Status: Active

RESTAURANT SERVICES

Basis: 1(a)

First Use Date: 1997-07-01

First Use in Commerce Date: 1997-07-01

ADDITIONAL INFORMATION

Description of Mark: The mark is a stylized logo comprised of the terms "BURGERVILLE" the letters "BV", presented in stylized form; stylized representations of a burger, French fries and a milk shake; and a stylized city landscape design.

Design Search Code(s):

06.07.01 - Skylines

08.05.01 - Hamburger sandwiches

08.09.04 - Other forms of ice cream, sherbet and frozen yogurt

08.13.25 - Eggroll; Enchiladas; Potato chips; Rice; Salt; Snack foods; Sugar cubes; Tortilla chips

24.09.07 - Advertising, banners; Banners

Prior Registration Number(s):

921629

922942

1582799

1584916

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-03-29 - Section 8 (6-year) accepted & Section 15 acknowledged

2007-03-29 - Assigned To Paralegal

2007-03-02 - Section 8 (6-year) and Section 15 Filed

2007-03-02 - TEAS Section 8 & 15 Received

2006-12-04 - Case File In TICRS

2001-03-06 - Registered - Principal Register

2000-12-12 - Published for opposition

2000-11-10 - Notice of publication

2000-05-01 - Extension Of Time To Oppose Received

2000-04-04 - Published for opposition

2000-03-03 - Notice of publication

2000-01-15 - Approved for Pub - Principal Register (Initial exam)

1999-06-04 - Non-final action mailed

1999-02-22 - Communication received from applicant

1998-09-28 - Non-final action mailed

1998-09-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JERE M WEBB

Correspondent

JERE M WEBB

STOEL RIVES LLP

900 SW 5TH AVE STE 2300

PORTLAND, OR 97204

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX99**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-15 16:46:34 ET

Serial Number: 75501233 Assignment Information Trademark Document Retrieval

Registration Number: 2247805

Mark

59th & LEX

(words only): 59TH & LEX

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2005-06-14

Filing Date: 1998-06-12

Transformed into a National Application: No

Registration Date: 1999-05-25

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-07-13

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. MACY'S, INC.

Address:

MACY'S, INC.
7 WEST SEVENTH STREET
CINCINNATI, OH 45202
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 032**Class Status:** Active

BOTTLED WATER

Basis: 1(a)**First Use Date:** 1997-09-27**First Use in Commerce Date:** 1997-09-27**International Class:** 042**Class Status:** Active

RESTAURANT SERVICES

Basis: 1(a)**First Use Date:** 1996-11-15**First Use in Commerce Date:** 1996-11-15

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-11-28 - Automatic Update Of Assignment Of Ownership

2007-07-13 - Case File In TIGRS

2005-06-14 - Section 8 (6-year) accepted & Section 15 acknowledged

2005-06-14 - Assigned To Paralegal

2005-05-11 - Section 8 (6-year) and Section 15 Filed

2005-05-11 - TEAS Section 8 & 15 Received

1999-05-25 - Registered - Principal Register

1999-01-26 - Published for opposition

1998-12-26 - Notice of publication

1998-11-13 - Approved for Pub - Principal Register (Initial exam)

1998-10-30 - Assigned To Examiner

1998-09-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

MAX VERN

Correspondent

MAX VERN

AMSTER ROTHSTEIN & EBENSTEIN LLP

90 PARK AVE

NEW YORK NY 10016

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX100

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-12 20:21:14 ET

Serial Number: 72373342 Assignment Information Trademark Document Retrieval

Registration Number: 935505

Mark (words only): STEWART'S

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2002-09-05

Filing Date: 1970-10-14

Transformed into a National Application: No

Registration Date: 1972-06-06

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-05-12

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. STEWART'S RESTAURANTS, INC.

Address:

STEWART'S RESTAURANTS, INC.
93 FOSTERTOWN ROAD
MEDFORD, NJ 08055
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New Jersey

GOODS AND/OR SERVICES

U.S. Class: 100 (International Class 042)

Class Status: Active

DRIVE-IN RESTAURANT SERVICES

Basis: 1(a)

First Use Date: 1930-00-00

First Use in Commerce Date: 1930-00-00

ADDITIONAL INFORMATION

Prior Registration Number(s):
274949

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2002-09-05 - Second renewal 10 year

2002-09-05 - Section 8 (10-year) accepted/ Section 9 granted

2002-06-12 - Combined Section 8 (10-year)/Section 9 filed

2002-06-12 - PAPER RECEIVED

1992-09-10 - First renewal 10 year

1992-07-07 - Section 9 filed/check record for Section 8

1978-01-17 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

HENRY W. LEEDS AND NORM D. ST. LANDAU

Correspondent

HENRY W. LEEDS, ESQ.
DRINKER BIDDLE & REATH LLP
1500 K STREET, NW, STE 1100
WASHINGTON, DC 20005-8465

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX101**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-12 20:21:26 ET

Serial Number: 72373341 Assignment Information Trademark Document Retrieval

Registration Number: 933646

Mark (words only): STEWART'S

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2002-04-19

Filing Date: 1970-10-14

Transformed into a National Application: No

Registration Date: 1972-05-09

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-09-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. STEWART'S RESTAURANTS, INC.

Address:

STEWART'S RESTAURANTS, INC.
114 WEST ATLANTIC AVENUE
CLEMENTON, NJ 08021
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New Jersey

GOODS AND/OR SERVICES

U.S. Class: 045 (International Class 032)

Class Status: Active

SOFT DRINKS AND CONCENTRATES FOR PREPARING THE SAME

Basis: 1(a)

First Use Date: 1930-00-00

First Use in Commerce Date: 1930-00-00

ADDITIONAL INFORMATION

Prior Registration Number(s):
274949

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-09-05 - Case File In TICRS

2006-07-19 - Assignment Of Ownership Not Updated Automatically

2005-05-04 - Attorney Revoked And/Or Appointed

2005-05-04 - TEAS Revoke/Appoint Attorney Received

2004-06-25 - TEAS Change Of Correspondence Received

2003-07-14 - TEAS Change Of Correspondence Received

2002-04-19 - Second renewal 10 year

2002-04-19 - Section 8 (10-year) accepted/ Section 9 granted

2002-02-20 - Combined Section 8 (10-year)/Section 9 filed

1992-09-15 - First renewal 10 year

1992-07-07 - Section 9 filed/check record for Section 8

1978-01-03 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Daniel Chung, Esq.

Correspondent
Daniel Chung, Esq.
Cadbury Schweppes
900 King Street
Rye Brook NY 10573
Phone Number: 914-612-4701
Fax Number: 914-612-6325

Domestic Representative

Daniel Chung, Esq.

Phone Number: 914-612-4701

Fax Number: 914-612-6325

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX102**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-12 20:23:07 ET

Serial Number: 72099991 Assignment Information Trademark Document Retrieval

Registration Number: 716618

Mark (words only): A & W

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2001-09-07

Filing Date: 1960-06-30

Transformed into a National Application: No

Registration Date: 1961-06-06

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-10-24

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. A&W CONCENTRATE COMPANY

Address:

A&W CONCENTRATE COMPANY
709 WESTCHESTER AVE.
WHITE PLAINS, NY 106043103
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

U.S. Class: 100 (International Class 042)

Class Status: Active

Drive-In Restaurant Services

Basis: 1(a)

First Use Date: 1955-08-15

First Use in Commerce Date: 1955-08-15

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-10-24 - Case File In TICSRS

2008-08-05 - Notice Of Suit

2005-02-04 - Attorney Revoked And/Or Appointed

2005-02-04 - TEAS Revoke/Appoint Attorney Received

2004-07-12 - TEAS Change Of Correspondence Received

2004-06-16 - TEAS Change Of Correspondence Received

2001-09-07 - Second renewal 10 year

2001-09-07 - Section 8 (10-year) accepted/ Section 9 granted

2001-05-14 - Combined Section 8 (10-year)/Section 9 filed

1984-10-25 - Section 8 (6-year) accepted & Section 15 acknowledged

1981-06-06 - First renewal

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Daniel Chung, Esq.

Correspondent

Daniel Chung, Esq.

Cadbury Schweppes

900 King Street

Rye Brook NY 10573

Phone Number: 914.612.4701

Fax Number: 914.612.6325

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

**OPPOSER'S EXHIBIT
PX103**

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-12 20:23:24 ET

Serial Number: 73619727 Assignment Information Trademark Document Retrieval

Registration Number: 1436058

Mark (words only): A & W

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2007-07-07

Filing Date: 1986-09-15

Transformed into a National Application: No

Registration Date: 1987-04-07

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2007-07-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. A&W CONCENTRATE COMPANY

Address:

A&W CONCENTRATE COMPANY

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 042

Class Status: Active

RESTAURANT SERVICES

Basis: 1(a)

First Use Date: 1963-10-21

First Use in Commerce Date: 1963-10-21

ADDITIONAL INFORMATION

Prior Registration Number(s):

716618
801612
803485
1337020

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-07-07 - First renewal 10 year
2007-07-07 - Section 8 (10-year) accepted/ Section 9 granted
2007-07-07 - Assigned To Paralegal
2007-03-22 - Combined Section 8 (10-year)/Section 9 filed
2007-03-22 - TEAS Section 8 & 9 Received
2006-11-02 - Case File In TICRS
2005-02-04 - Attorney Revoked And/Or Appointed
2005-02-04 - TEAS Revoke/Appoint Attorney Received
2004-07-12 - TEAS Change Of Correspondence Received
2004-06-16 - TEAS Change Of Correspondence Received
2004-03-10 - TEAS Change Of Correspondence Received
1993-08-16 - Section 8 (6-year) accepted & Section 15 acknowledged
1993-06-30 - Response received for Post Registration action
1993-06-14 - Post Registration action mailed Section 8 & 15
1993-02-02 - Section 8 (6-year) and Section 15 Filed
1987-04-07 - Registered - Principal Register
1987-01-13 - Published for opposition
1986-12-14 - Notice of publication

1986-11-17 - Approved for Pub - Principal Register (Initial exam)

1986-11-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Daniel Chung, Esq.

Correspondent

Daniel Chung, Esq.

Cadbury Schweppes

900 King Street

Rye Brook NY 10573

Phone Number: 914.612.4701

Fax Number: 914.612.6325

DR PEPPER/SEVEN UP, INC. v. KRUSH GLOBAL LIMITED

Consolidated Proceedings
Opposition No. 91180742 (Parent)
Cancellation No. 92048446

OPPOSER'S EXHIBIT
PX104

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-05-12 20:23:34 ET

Serial Number: 73619728 Assignment Information Trademark Document Retrieval

Registration Number: 1455654

Mark (words only): A & W

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2007-08-15

Filing Date: 1986-09-15

Transformed into a National Application: No

Registration Date: 1987-09-01

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2007-08-15

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. A&W CONCENTRATE COMPANY

Address:

A&W CONCENTRATE COMPANY
900 King Street
Rye Brook, NY 10573
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 032

Class Status: Active

SOFT DRINKS FOR CONSUMPTION ON OR OFF RESTAURANT PREMISES

Basis: 1(a)

First Use Date: 1963-10-21

First Use in Commerce Date: 1963-10-21

ADDITIONAL INFORMATION

Prior Registration Number(s):

716618
801612
803485
1337020

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-08-15 - First renewal 10 year
2007-08-15 - Section 8 (10-year) accepted/ Section 9 granted
2007-08-14 - Assigned To Paralegal
2007-07-25 - Combined Section 8 (10-year)/Section 9 filed
2007-07-25 - TEAS Section 8 & 9 Received
2007-03-22 - Case File In TICRS
2005-02-04 - Attorney Revoked And/Or Appointed
2005-02-04 - TEAS Revoke/Appoint Attorney Received
2004-07-12 - TEAS Change Of Correspondence Received
2004-06-16 - TEAS Change Of Correspondence Received
2004-03-10 - TEAS Change Of Correspondence Received
1993-12-02 - Section 8 (6-year) accepted & Section 15 acknowledged
1993-01-28 - Section 8 (6-year) and Section 15 Filed
1987-12-07 - Section 7 correction issued
1987-09-01 - Registered - Principal Register
1987-06-09 - Published for opposition
1987-05-09 - Notice of publication

1987-03-24 - Approved for Pub - Principal Register (Initial exam)

1987-03-12 - Communication received from applicant

1986-12-04 - Non-final action mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Daniel Chung, Esq.

Correspondent

Daniel Chung, Esq.

Cadbury Schweppes

900 King Street

Rye Brook NY 10573

Phone Number: 914.612.4701

Fax Number: 914.612.6325
